

Washington, Wednesday, April 13, 1960

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601 317		Order from the Superintendent of Documents, Government Printing Office, Washington 25, D.C.
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## Presidential Documents

### Title 3—THE PRESIDENT

Proclamation 3343 LOYALTY DAY, 1960

By the President of the United States of America

#### **A** Proclamation

WHEREAS the existence of the United States as a free Nation is dependent upon the unswerving and enlightened loyalty of its people; and

WHEREAS our priceless heritage of freedom is in constant danger from forces inimical to our traditional concepts of government, among which is our fundamental principle of liberty under law: and

WHEREAS it is appropriate that on one special day of the year we give grateful expression to our country's deep hold upon our hearts and minds; and

WHEREAS the Congress, by a joint resolution of July 18, 1958 (72 Stat. 369), has designated May 1 of each year as Loyalty Day, and has requested the President to issue annually a proclamation inviting the people of the United States to observe such day with appropriate ceremonies;

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do hereby urge the people of the United States, and all patriotic, civic, and educational organizations, and all other interested organizations, to observe Sunday, May 1, 1960, as Loyalty Day, in Churches, schools and other suitable places, with appropriate ceremonies in which all of our people may join in the expression and reaffirmance of their loyalty to the United States.

I also call upon the appropriate officials of the Government to display the flag of the United States on all Government buildings on that day as a manifestation of our loyalty to the Nation which that flag symbolizes.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the

Seal of the United States of America to be affixed.

DONE at the City of Washington this eighth day of April in the year of our Lord nineteen hundred and [SEAL] sixty, and of the Independence of the United States of America the one hundred and eighty-fourth.

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER, 'Secretary of State.

[F.R. Doc. 60-3396; Filed, Apr. 11, 1960; 2:16 p.m.]

#### **Proclamation 3344**

# EXCLUDING LANDS FROM THE BLACK CANYON OF THE GUNNISON NATIONAL MONUMENT—COLORADO

By the President of the United States of America

#### **A Proclamation**

WHEREAS the Black Canyon of the Gunnison National Monument, in Colorado, was established by Proclamation No. 2033 of March 2, 1933 (47 Stat. 2558), for the preservation of certain spectacular gorges and other features of scenic, scientific, and educational interest, and was enlarged by Proclamation No. 2286 of May 16, 1938 (52 Stat. 1548), and Proclamation No. 2372 of October 28, 1939 (54 Stat. 2669); and

WHEREAS exchanges of private and Federally-owned lands within the boundaries of the Black Canyon of the Gunnison National Monument have been accomplished as authorized by the act of May 1, 1958, 72 Stat. 102; and

WHEREAS it appears that certain hereinafter-described lands now in private or Federal ownership within the external boundaries of the Black Canyon of the Gunnison National Monument are no longer required for the proper care, protection, and management of the objects of scientific interest situated on lands within the monument, and it would be in the public interest to exclude such lands from the monument:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, by virtue of the authority vested in me by the act of June 8, 1906, 34 Stat. 225 (16 U.S.C. 431), do proclaim that the following-described lands are hereby excluded from the Black Canyon of the Gunnison National Monument, and the boundaries of the monument are revised accordingly:

NEW MEXICO PRINCIPAL MERIDIAN

T. 49 N., R. 7 W., Sec. 8, N½ NE¼; T. 50 N., R. 7 W.,

Sec. 30, that portion of lot 3 lying south and west of a diagonal line from the northwest corner to the southeast corner:

T. 50 N., R. 8 W.,

sec. 25, that portion of SE¼NE¼ lying south and west of a diagonal line from the northwest corner to the southeast corner;

sec. 26, SE¼SE¼ except for a strip of land 396 feet wide on the western side of such tract:

sec. 29, S1/2;

containing approximately 470 acres.

The public lands excluded from the monument by this proclamation, comprising the E½SW¼ and the W½W½ SE¼ of section 29, T. 50 N., R. 8 W., shall not be subject to application, location, settlement, entry, or other form of appropriation under the public-land laws until further order of an authorized officer of the Department of the Interior.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this eighth day of April in the year of our

[SEAL] Lord nineteen hundred and sixty, and of the Independence of the United States of America the one hundred and eighty-fourth.

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER, Secretary of State.

[F.R. Doc. 60-3395; Filed, Apr. 11, 1960; 2:16 p.m.]

# Rules and Regulations

### Title 7—AGRICULTURE

Chapter XI—Agricultural Conservation Program Service, Department of Agriculture

[ACP-1960, Supp. 1]

#### PART 1101—NATIONAL AGRICUL-TURAL CONSERVATION

Subpart—1960

RESPONSIBILITY FOR TECHNICAL PHASES OF PRACTICES

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1960 National Agricultural Conservation Program, approved July 17, 1959 (24 F.R. 5897), is amended as follows:

Paragraph (a) of § 1101.1010 is amended, for purposes of the 1960 program, by deleting the period after the words "certification of performance" in the second sentence and adding the following: "for all requirements of the practice except those for which a certification by the farmer is to be accepted in accordance with instructions issued by the Administrator, ACPS."

(Sec. 4, 49 Stat. 164, secs. 7-17, 49 Stat. 1148, as amended; 16 U.S.C. 590d, 590g-590q)

Done at Washington, D.C., this 8th day of April 1960.

E. L. PETERSON, Assistant Secretary.

[F.R. Doc. 60-3359; Filed, Apr. 12, 1960; 8:51 a.m.]

[ACP-1960-Hawaii, Supp. 3]

#### PART 1105—AGRICULTURAL CON-SERVATION; HAWAII

Subpart—1960

CLEARING VOLCANO-DAMAGED FARMLANDS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7-17 of the Soil Conservation and Domestic Allotment Act, as amended, and the Department of Agriculture and Farm Credit Administration Appropriation Act, 1960, the 1960 Agricultural Conservation Program for Hawaii, approved September 16, 1959 (24 F.R. 7571), as amended October 16, 1959 (24 F.R. 8543), and March 22, 1960 (25 F.R. 2515), is further amended as follows:

A new § 1105.977 is added as follows:

§ 1105.977 Practice 37: Clearing volcano-damaged farmlands for the purpose of restoring them to immediate agricultural use.

This practice is applicable only to active farmlands with production ability impaired by (a) heavy deposits of volcanic cinders; (b) fire-damaged crops left standing in the fields.

Maximum Federal cost-share. (a) 50 percent of the cost of removing volcanic cinder deposits which are seriously impeding resumption of cultural operations, but not in excess of \$100 per acre cleared.

(b) 50 percent of the cost of clearing useless crop residue impeding resumption of cultural operations, but not in excess of (1) \$150 per acre cleared if work must be done by hand, or (2) per \$75 acre cleared if done by machine.

(Sec. 4, 49 Stat. 164, secs. 7-17, 49 Stat. 1148, as amended. 73 Stat. 167; 16 U.S.C 590d, 590g-590q)

Done at Washington, D.C., this 8th day of April 1960.

E. L. PETERSON, Assistant Secretary.

[FR. Doc. 60-3358; Filed, Apr. 12, 1960; 8:50 a.m.]

### Title 12—BANKS AND BANKING

Chapter II—Federal Reserve System

PART 221—LOANS BY BANKS FOR PURPOSE OF PURCHASING OR CARRYING REGISTERED STOCKS

Form To Be Used in Reporting Securities Credit Extended by Lender Other Than a Bank or Broker

1. Effective March 15, 1960, § 221.51 is amended to read as follows:

§ 221.51 Form to be used in reporting securities credit extended by lender other than a bank or broker.

Pursuant to authority conferred on the Board of Governors of the Federal Reserve System by the Securities Exchange Act of 1934 (15 U.S.C. Chapter 2B; 48 Stat. 881) and in accordance with § 221.3(j), the Board has, effective December 15, 1959, adopted Form FR 728,1 to be used by persons (other than banks, as defined in § 221.3(k), and creditors, as defined in § 220.2(b) of this chapter (Reg. T)) who are engaged in the business of extending credit and who, in the ordinary course of business, extend credit for the purpose of purchasing or carrying securities registered on a national exchange. Persons whose activities as of December 15, 1959, bring them within the scope of the above definition must return the filled-in form to the Federal Reserve Bank in their district on or before May 15, 1960. Persons who were not extending credit on or before December 15, 1959, for the said purpose, but whose activities at any time or from time to time thereafter bring them within the scope of the above definition, must file filled-in forms within

90 days after the first extension of credit for such purpose.

2. (a) The amendment is issued pursuant to the Securities Exchange Act of 1934, particularly section 17(b) thereof. The purpose of this action is to extend to May 15, 1960, the time allowed for filing Form FR 728, which must be filed by all persons other than banks and creditors as defined above who are engaged in the business of extending credit and who, in the ordinary course of business, extend credit for the purpose of purchasing or carrying securities registered on a national securities exchange. Form FR 728 was adopted to implement § 221.3 (j) as amended June 15, 1959 (24 F.R. 3867).

(b) The notice, public participation, and deferred effective date procedures described in section 4 of the Administrative Procedure Act are not followed in connection with this amendment for the reasons and good cause found as stated in § 262.2(e) of the Board's rules of procedure (Part 262), and especially because in connection with this amendment such procedures are unnecessary as they would serve no useful purpose. The reporting requirement contained herein has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Sec. 23, 48 Stat. 901; 15 U.S.C. 78w. Interprets or applies sec. 17(b), 48 Stat. 897; 15 U.S.C. 78q)

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM, [SEAL] MERRITT SHERMAN, Secretary.

[F.R. Doc. 60-3331; Filed, Apr. 12, 1960; 8:46 a.m.]

# Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E-AIR NAVIGATION REGULATIONS

[Airspace Docket 60-WA-18]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL A R E A S , CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airway and Associated Control Areas

The purpose of these amendments to §§ 600.6232 and 601.6232 of the regulations of the Administrator is to change the captions of the above sections to reflect the correct eastern terminus of

<sup>&</sup>lt;sup>1</sup> Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington 25, D.C., or to any Federal Reserve Bank.

VOR Federal airway No. 232 as Somerset, N.J., rather than Somerset, Pa.

Since this amendment imposes no additional burden on the public, compliance with the notice, public procedure, and effective date requirements of Section 4 of the Administrative Procedure Act is unnecessary.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) § 600.6232 (24 F.R. 9928) and § 601.6232 (24 F.R. 10603, 24 F.R. 9928) are amended as follows:

1. In the caption of § 600.6232 VOR Federal airway No. 232 (Sandusky, Ohio, to Somerset, Pa.), delete "(Sandusky, Ohio, to Somerset, Pa.)." and substitute therefor "(Sandusky, Ohio, to Somerset, N.J.)."

2. In the caption of § 601.6232 VOR Federal airway No. 232 control areas (Sandusky, Ohio, to Somerset, Pa.), delete "(Sandusky, Ohio, to Somerset, Pa.)." and substitute therefor "(Sandusky, Ohio, to Somerset, N.J.)."

Issued in Washington, D.C., on April 6, 1960.

These amendments shall become effective upon the date of publication in the Federal Register.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

D. D. Thomas, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-3325; Filed, Apr. 12, 1960; 8:45 a.m.]

[Airspace Docket 59-WA-351]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL A R E A S , CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

#### Modification of Federal Airways and Associated Control Areas

On November 20, 1959, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (24 F.R. 9371) stating that the Federal Aviation Agency proposed to modify VOR Federal airway No. 81, and its associated control areas, between Dalhart, Tex., and Tobe, Colo., via a VOR to be commissioned approximately February 15, 1960, near Clayton, N. Mex., at latitude 36°23'18" N., longitude 103°12'30" W.

Subsequent to the issuance of the Notice, the commissioning date of the Clayton VOR was rescheduled to July 29, 1960, and the geographical coordinates were corrected to latitude 36°23'03' N., longitude 103°12'50" W. Additionally, the captions to §§ 600.6081 and 601.6081, relating to the airway and associated control areas, respectively, are being modified to more accurately describe the airway.

No comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the notice, §§ 600.6081 (24 F.R. 10514) and 601.6081 (24 F.R. 10600) are amended as follows:

#### § 600.6081 [Amendment]

1. Section 600.6081 VOR Federal airway No. 81 (Midland, Tex., to Salt Lake City, Utah):

(a) In the caption delete "(Midland, Tex., to Salt Lake City, Utah)." and substitute therefor "(Midland, Tex., to Denver, Colo., and Grand Junction, Colo., to Salt Lake City, Utah)."

(b) In the text delete "Tobe, Colo., VOR;" and substitute therefor "Tobe, Colo., VOR, including a west alternate from the Dalhart VOR to the Tobe VOR via the Clayton, N. Mex., VOR;"

2. Section 601.6081 is amended to read:

§ 601.6081 VOR Federal airway No. 81 control areas (Midland, Tex., to Denver, Colo., and Grand Junction, Colo., to Salt Lake City, Utah).

All of VOR Federal airway No. 81 including east alternates and a west alternate.

These amendments shall become effective 0001 e.s.t. August 25, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on April 6, 1960.

D. D. THOMAS, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-3326; Filed, Apr. 12, 1960; 8:45 a.m.]

[Airspace Docket 59-WA-223]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL A R E A S , CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

#### Modification and Extension of Federal Airway and Associated Control Areas

On October 29, 1959, a Notice of Proposed Rule Making was published in the Federal Register (24 F.R. 8801) stating that the Federal Aviation Agency was considering amendments to §§ 600.6119 and 601.6119 of the regulations of the Administrator which would modify the segment of VOR Federal airway No. 119 between Parkersburg, W. Va., and Wheeling, W. Va., by realigning it via a new VOR to be commissioned approximately Febraury 15, 1960, near Bellaire, Ohio, and which would extend Victor 119, and its associated control areas, from

Huntington, W. Va., to London, Ky., via a new VOR to be commissioned approximately July 15, 1960, near Newcombe, Ky.

Subsequent to the publication of the Notice, the commissioning dates for the Bellaire and the Newcombe VORs were rescheduled to April 15, 1960, and October 1, 1960, respectively. The effective dates of the actions relating to the respective VORs are being separated because of the different commissioning dates of the facilities.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

Pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the Notice, the proposed amendments, separated as to effective dates, are hereby adopted without change and set forth below:

1. In the text of § 600.6119, "Wheeling, W. Va., omnirange station;" is deleted and "Bellaire, Ohio, VOR; Wheeling, W. Va., VOR;" is substituted therefor.

This amendment shall become effective 0001 e.s.t. June 2, 1960.

2. In § 600.6119, the following changes are made:

(a) In the caption "(Huntington, W. Va., to Rochester, N.Y.)" is deleted and "(London, Ky., to Rochester, N.Y.)" is substituted therefor.

(b) In the text "From the Huntington, W. Va., non-directional radio beacon via the Henderson, W. Va., omnirange station;" is deleted and "From the London, Ky., VOR via the Newcombe, Ky., VOR; Henderson, W. Va., VOR;" is substituted therefor.

3. In the caption of § 601.6119 "(Huntington, W. Va., to Rochester, N.Y.)" is deleted and "(London, Ky., to Rochester, N.Y.)" is substituted therefor.

These amendments shall become effective 0001 e.s.t. October 20, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on April 6. 1960.

D. D. THOMAS, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-3327; Filed, Apr. 12, 1960; 8:45 a.m.]

[Airspace Docket 59-WA-242]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL A R E A S , CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

### Extension of Federal Airway and Associated Control Areas

On December 29, 1959, a Notice of Proposed Rule Making was published in the Federal Register (24 F.R. 10919) stating that the Federal Aviation Agency proposed to extend VOR Federal airway No. 166 from Martinsburg, W. Va., to Parkersburg, W. Va., via the Kessel, W. Va., VOR and the Clarksburg W. Va., VOR.

The Notice stated that the Kessel VOR was to be installed approximately July 15, 1960. Subsequent to publication of the Notice, installation of this facility was rescheduled and will now be commissioned approximately January 12, 1961.

No adverse comments were received regarding the proposed amendment.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons set forth in the Notice, §§ 600.6166 (24 F.R. 10519, 25 F.R. 1207) and 601.6166 (24 F.R. 10612, 25 F.R. 1207) are amended as follows:

- 1. Section 600.6166 VOR Federal airway No. 166 (Martinsburg, W. Va., to Westminster, Md., and New Castle, Del., to Colts Neck, N.J.):
- (a) In the caption delete "(Martinsburg, W. Va., to Westminster, Md., and New Castle, Del., to Colts Neck, N.J.)." and substitute therefor "(Parkersburg, W. Va., to Norris, Pa., and Hoopes, Del., to Colts Neck, N.J.)."
- (b) In the text delete "From the Martinsburg, W. Va., VOR via the Westminster, Md., VOR;" and substitute therefor "From the Parkersburg, W. Va., VOR via the Clarksburg, W. Va., VOR; Kessel, W. Va., VOR; Martinsburg, W. Va., VOR; Westminster, Md., VOR;".
- 2. In the caption of § 601.6166 VOR Federal airway No. 166 control areas (Martinsburg, W. Va., to Westminster, Md., and New Castle, Del., to Colts Neck, N.J.), delete "(Martinsburg, W. Va., to Westminster, Md., and New Castle, Del., to Colts Neck, N.J.)." and substitute therefor "(Parkersburg, W. Va., to Norris, Pa., and Hoopes, Del., to Colts Neck, N.J.)."

These amendments shall become effective 0001 e.s.t. January 12, 1961.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on April 6, 1960.

D. D. THOMAS, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-3328; Filed, Apr. 12, 1960; 8:45 a.m.]

[Airspace Docket No. 59-WA-331]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL A R E A S , CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

#### Designation, Revocation and Modification of Federal Airways and Associated Control Areas

On December 30, 1959, a Notice of Proposed Rule Making was published in the Federal Register (24 F.R. 10985) stating that the Federal Aviation Agency was proposing the following actions: Designation of VOR Federal airway No. 487 and its associated control areas from Poughkeepsie, N.Y., to Benson, Vt.; designation of VOR Federal airway No. 490 and its associated control areas from Utica, N.Y., to Keene, N.H.; extension of VOR Federal airway No. 431 and its associated control areas from Glens Falls. N.Y., to Grafton, N.Y.; modification of the segment of VOR Federal airway No. 203 between Chester, Mass., and Brainard, N.Y., and revocation of VOR Federal airway No. 91 east alternate between Poughkeepsie, N.Y., and Albany, N.Y.

The Notice stated that a VOR was to be installed approximately July 1, 1960, near Grafton, N.Y. Subsequent to publication of the Notice, installation of this facility was rescheduled and it will now be commissioned approximately January 1, 1961. In describing the airway designations and modifications proposed, the Notice made reference to the Grafton VOR. Since this facility is to be installed in close proximity to the existing Grafton fan marker, it has been determined that possible confusion would be avoided if the new facility were given some other name. Consequently, the new facility shall be named the Cambridge VOR. This change, minor in nature, in no way affects the assignment of airspace proposed, and is reflected in the description of the airways in the appropriate amendments. The Notice further stated that the control areas associated with VOR Federal airways No. 203 and No. 91 east alternate were so designated that they would automatically conform to the modified airways, and that accordingly, no amendment to such control areas would be necessary. Since VOR Federal airway No. 91 had two east alternates, an amendment to § 601.6091 will be necessary to more accurately describe the airway and associated control areas as including a single east alternate.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the Notice, Parts 600 (24 F.R. 10487) and 601 (24 F.R. 10530) and §§ 600.6091 (24 F.R. 10514), 600.6203 (24 F.R. 10521), 600.6431 (24 F.R. 10527), 601.6091 (24 F.R. 10600) and 601.6431 (24 F.R. 10605) are amended as follows:

1. § 600.6487 is added to read:

§ 600.6487 VOR Federal airway No. 487 (Poughkeepsie, N.Y., to Benson, Vt.).

From the Poughkeepsie, N.Y., VOR via the Cambridge, N.Y., VOR; to the Benson, Vt., VOR.

- 2. § 600.6490 is added to read:
- § 600.6490 VOR Federal airway No. 490 (Utica, N.Y., to Keene, N.H.).

From the Utica, N.Y., VOR via the Cambridge, N.Y., VOR; to the Keene, N.H., VOR.

- 3. § 600.6431 is amended to read:
- § 600.6431 VOR Federal airway No. 431 (Cambridge, N.Y., to Plattsburgh, N.Y.).

From the Cambridge, N.Y., VOR via the Glens Falls, N.Y., VORTAC; to the Plattsburgh, N.Y., VOR.

- 4. § 600.6203 is amended to read:
- § 600.6203 VOR Federal airway No. 203 (Norwich, Conn., to Massena, N.Y.).

From the Norwich, Conn., VORTAC via the Chester, Mass., VOR; INT of the Poughkeepsie, N.Y., VOR direct radial to the Cambridge, N.Y., VOR and the Chester VOR 293° True radial; Albany, N.Y., VOR; to the Massena, N.Y., VOR.

- § 600.6091 [Amendment]
- 5. In the text of § 600.6091 VOR Federal airway No. 91 (New York, N.Y., to Montreal, Quebec), delete "including an east alternate via the INT of the Poughkeepsie VOR 007° and the Albany VOR 140° radials and also a west alternate;" and substitute therefor "including a west alternate;".
  - 6. § 601.6487 is added to read:
- § 601.6487 VOR Federal airway No. 487 control areas (Poughkeepsie, N.Y., to Benson, Vt.).

All of VOR Federal airway No. 487.

- 7. § 601.6490 is added to read:
- § 601.6490 VOR Federal airway No. 490 control areas (Utica, N.Y., to Keene, N.H.).

All of VOR Federal airway No. 490.

8. § 601.6431 is amended to read:

§ 601.6431 VOR Federal airway No. 431 control areas (Cambridge, N.Y., to Plattsburgh, N.Y.).

All of VOR Federal airway No. 431.

§ 601.6091 is amended to read:

§ 601.6091 VOR Federal airway No. 91 control areas (New York, N.Y., to Montreal, Quebec).

All of VOR Federal airway No. 91 including an east alternate and a west alternate.

These amendments shall become effective 0001 e.s.t. January 12, 1961.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on April 6, 1960.

D. D. THOMAS. Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-3329; Filed, Apr. 12, 1960; 8:46 a.m.]

[Reg. Docket No. 338; Amdt. 59]

#### PART 610-MINIMUM EN ROUTE IFR **ALTITUDES**

#### Miscellaneous Alterations

The minimum en route IFR altitudes appearing hereinafter have been coordinated with interested members of the industry in the regions concerned insofar as practicable. The altitudes are adopted without delay in order to provide for safety in air commerce. Pursuant to authority delegated to me by the Administrator (24 F.R. 5662), I find that a situation exists requiring immediate action in the interest of safety, that notice and public procedure hereon are impracticable, and that good cause exists for making this amendment effective on less than thirty days notice. Part 610 is amended as follows:

Section 610.13 Green Federal airway 3 is amended to read in part:

From Lucin, Utah, LFR; to Promontory Pt. INT, Utah; MEA 9,000.

From \*Promontory Pt. INT, Utah; \*\*Ogden, Utah LFR; westbound, MEA 9,000; eastbound, MEA 11,000. \*10,000—MCA Promontory Pt. INT, eastbound; \*\*7,500—MCA Ogden LFR, westbound.

Section 610.14 Green Federal airway 4 is amended to read in part:

From Wichita, Kans., LFR; to Centropolis INT, Kan.; MEA 3,000.

Section 610.14 Green Federal airway 4 is amended to delete:

From Amarillo, Tex., LFR; to INT E crs, Amarillo and SW crs, Gage, Okla., LFR; MEA 4,700.

From INT E crs, Amarillo and SW crs, Gage, Okla., LFR; to Gage, Okla., LFR; MEA 4,500. From Gage, Okla., LFR; to Danville INT, Kans.; MEA 3,600.

From Danville INT, Kans.; to Wichita, Kans., LFR; MEA 2,800.

Section 610.107 Amber Federal airway 7 is amended to delete:

From Daytona Beach, Fla., LFR; to Jacksonville, Fla., LFR; MEA 1,500.

From Jacksonville, Fla., LFR: to Savannah. Ga., LFR: MEA 1,300.

From Savannah, Ga., LFR; to Florence, S.C., LFR; MEA 1,300.

Section 610.109 Amber Federal airway 9 is amended to read:

From Int. SE crs, Waverly, Va., LFR and SW crs, Norfolk, Va., LFR; to Norfolk, Va., LFR; MEA 1,400.

Section 610.225 Red Federal airway 25 is amended to read in part:

From Baker INT, Maine; to Int SW crs, Millinocket LFR and NW crs Bangor LFR; MEA 6.000.

Section 610.603 Blue Federal airway 3 is amended to delete:

From Tampa, Fla., LFR; to Tidewater INT, Fla.; MEA 1,500.

From Tidewater INT., Fla.; to Cross City, Fla., LFR; MEA 1,200.

From Cross City, Fla., LFR; to Tallahassee, Fla., LFR; MEA 1,400.

Section 610.274 Red Federal airway 74 is deleted.

Section 610.630 Blue Federal airway 30 is deleted.

Section 610.642 Blue Federal airway 42 is deleted.

Section 610.655 Blue Federal airway 55

Section 610.664 Blue Federal airway 64 is deleted.

Section 610.668 Blue Federal airway 68 is deleted.

Section 610.1001 Direct Routes, U.S. is amended by adding:

From Florence, S.C., VOR; to Planter INT, S.C.; MEA \*2,000. \*1,300-MOCA.

From Melbourne, Fla., LFR; to INT. 161 M brg., Orlando VOR and SW crs Melbourne LFR; MEA 1.500.

Section 610.6002 VOR Federal airway 2 is amended to read in part:

From \*Cardinal INT, Wis.; to \*\*Seaweed INT, Wis.; MEA 2,000. \*2,700—MCA Cardinal INT, westbound. \*\*3,500—MRA.

From Seaweed INT, Wis.; to \*Minnow INT, Mich.; MEA 2,000. \*2,500-MRA.

Section 610.6003 VOR Federal airway 3 is amended to read in part:

From Jacksonville, Fla., VOR via E alter.; to Sea Island INT, Fla., via E alter.; MEA

From Sea Island INT, Fla., via E alter.; to Savannah, Ga., VOR via E alter.; MEA 1,500.

Section 610.6004 VOR Federal airway 4 is amended to read in part:

From \*Laramie, Wyo., VOR via N alter.; to Buford INT, Wyo., via N alter.; MEA 11,000. \*10,000-MCA Laramie VOR, southeastbound.

From Buford INT, Wyo., via N alter.; to \*Nunn INT, Colo., via N alter., northwest-bound, MEA 11,000; southeastbound, MEA \*8,000-MCA Nunn INT, northwest-10.000. bound.

From Nunn INT, Colo., via N alter.; to Gill, Colo., VOR via N alter.; MEA 7,500. From Gill, Colo., VOR via N alter.; to Den-

ver, Colo., VOR via N alter.; MEA 7,000.

Section 610.6005 VOR Federal airway 5 is amended to read in part:

From Alma, Ga., VOR; to Robins INT, Ga.; MEA \*2,500. \*1,700—MOCA.

From Robins INT, Ga.; to Macon, Ga., VOR;

Section 610.6008 VOR Federal airway 8 is amended to read in part:

From Pittsburgh, Pa., VOR; to \*Scottdale INT, Pa.; MEA 3,000. \*4,000-MCA Scottdale INT, eastbound.

From Scottdale INT, Pa.; to Indian Head, Pa., VOR; MEA 4,500.

From Indian Head, Pa., VOR; to Flint Stone INT, Pa.; MEA 4,500.

From Flint Stone INT, Pa.; to Martinsburg, W. Va., VOR; MEA 4,000.

Section 610.6012 VOR Federal airway 12 is amended to read in part:

From Drake, Ariz., VOR; to Perkins INT, Ariz.: MEA 8,000.

From Perkins INT, Ariz.; to Winslow, Ariz., VOR; MEA 10,000.

Section 610.6012 VOR Federal airway 12 is amended to delete:

From Pittsburgh, Pa., VOR via N alter.; to \*New Alexandria INT, Pa., via N alter.; MEA 3,000. \*4,000—MCA New Alexandria INT, southeastbound.

From New Alexandria INT, Pa., via N alter.; to Johnstown, Pa., VOR via N alter.; MEA, 4,500.

Section 610.6012 VOR Federal airway 12 is amended by adding:

From Johnstown, Pa., VOR via S alter.; to St. Thomas, Pa., VOR, via S alter.; MEA 4.500.

From St. Thomas, Pa., VOR, via S alter.; to Harrisburg, Pa., VOR, via S alter.; MEA 4,000.

Section 610.6016 VOR Federal airway 16 is amended to read in part:

From Los Angeles, Calif., VOR; to \*Ontario, Calif., VOR; MEA 4,000. \*8,000—MCA Ontario VOR, eastbound.

From Big Spring, Tex., VOR; to \*Loraine INT, Tex.; MEA 3,800. \*5,800—MRA.
From Knoxville, Tenn., VOR via N alter.; to

\*Hilton INT, Va., via N alter.; MEA \*\*7,000.
\*9,500—MRA. \*\*6,600—MOCA.
From Hilton INT, Va., via N alter.; to Blackford, Va., VOR via N alter.; MEA \*7,000. \*6,600-MOCA.

From Blackford, Va., VOR via N alter.; to Pulaski, Va., VOR, via N alter.; MEA 6,600.

Section 610.6017 VOR Federal airway 17 is amended to read in part:

From Laredo, Tex., VOR; to \*Webb INT, Tex.; MEA 1,800. \*5,000-MRA.

Section 610.6018 VOR Federal airway 18 is amended by adding:

From Quitman, Tex., VOR via S alter.; to Marshall INT, Tex., via S alter.; MEA 1,700. From Marshall INT, Tex., via S alter.; Shreveport, La., VOR via S alter.; MEA 2,600.

Section 610.6020 VOR Federal airway 20 is amended to read in part:

From Evergreen, Ala., VOR; to \*Pine Apple INT, Ala.; MEA 1,800. \*2,600—MRA.

From Pine Apple INT, Ala.; to \*Greenville INT, Ala.; MEA 1,800. \*3,700—MRA.

Section 610.6022 VOR Federal airway 22 is amended to read in part:

From Tallahassee, Fla., VOR; to \*Greenville INT, Fla.; MEA 1,500. \*2,800—MRA.
From Quitman INT, Ga., via N alter.; to \*Greenville INT, Fla., via N alter.; MEA \*\*5,000. \*2,800—MRA. \*\*1,200—MOCA.

Section 610.6024 VOR Federal airway 24 is amended by adding:

From Rochester, Minn., VOR via S alter.; to Waukon, Iowa, VOR via S alter.; MEA 3,500.

From Waukon, Iowa, VOR via S alter.; to Lone Rock, Wis., VOR via S alter.; MEA \*3,000. \*2,300—MOCA.

Section 610.6025 VOR Federal airway 25 is amended to read in part:

From San Diego, Calif., TVOR; to Triton INT, Calif.; MEA 2,500.

From Triton INT, Calif.; to Pacific INT, Calif.; MEA 3,000.

From San Diego, Calif., TVOR via E alter.; to Triton INT, Calif., via E alter.; MEA 2,500. From Triton INT, Calif., via E alter.; to Pacific INT, Calif., via E alter.; MEA 2,500.

Section 610.6026 VOR Federal airway 26 is amended to read in part:

From Eau Claire, Wis., VOR via S alter.; to Loyal INT, Wis., via S alter.; MEA 2,700.
From Loyal INT, Wis., via S alter.; to Wausau, Wis., VOR via S alter.; MEA 3,500.

Section 610.6035 VOR Federal airway 35 is amended to read in part:

From Blackford, Va., VOR; to Paynesville INT. Va.: MEA 6.200.

From Paynesville INT, Va.; to Charleston, W. Va., VORTAC; MEA 4,500.

Section 610.6039 VOR Federal airway 39 is amended to read in part:

From Lancaster, Pa., VOR; to Reinholds INT, Pa.; MEA 2,500.

From Reinholds INT, Pa.; to Allentown, Pa., VOR; MEA 3,000.

Section 610.6045 VOR Federal airway 45 is amended to read in part:

From Jackson, Mich., VOR; to Leslie INT, Mich.; MEA 2,300.

From \*Leslie INT, Mich.; to Lansing, Mich., VOR; MEA 8,000. \*3,000-MCA Leslie INT, westbound and northwestbound.

Section 610.6050 VOR Federal airway 50 is amended by adding:

From Pawnee City, Nebr., VOR; to St. Joseph, Mo., VOR; MEA 2,500.

Section 610.6051 VOR Federal airway 51 is amended to read in part:

From Alma, Ga., VOR; to Robins INT, Ga.; MEA \*2.500. \*1.700—MOCA.

From Robins INT, Ga.; to Macon, Ga. VOR;

Section 610.6053 VOR Federal airway 53 is amended to read in part:

From Tri-City, Tenn., VOR; to \*Hilton Tenn.; MEA \*\*9,500. \*9,500-MRA.

\*\*6,200-MOCA. From Vincent INT, Ky.; to Union Hall,

INT, Ky.; MEA 3,500.
From Union Hall INT, Ky.; to Lexington, Ky., VOR; MEA 2,500.

Section 610.6055 VOR Federal airway 55 is amended by adding:

From Green Bay, Wis., VOR: to Stevens Point, Wis., VOR; MEA 2,100.
From Stevens Point, Wis., VOR; to Eau

Claire, Wis., VOR; MEA 2,700.

Section 610.6072 VOR Federal airway 72 is amended to delete:

From Fayetteville, Ark., VOR; to Dogwood, Mo., VOR; MEA \*3,000. \*2,000—MOCA.

From Dogwood, Mo., VOR; to Maples, Mo., VOR; MEA \*3,000. \*2,700-MOCA.

Section 610.6089 VOR Federal airway 89 is amended to read in part:

From Denver, Colo., VOR, via E alter.: to Gill, Colo., VOR, via E alter.; MEA 7,000. From Gill, Colo., VOR, via E alter.; to

Cheyenne, Wyo., VOR, via E alter.; MEA 7.500.

Section 610.6093 VOR Federal airway 93 is amended to read in part:

From Lancaster, Pa., VOR: to Reinholds INT, Pa.; MEA 2,500.

From Reinholds INT, Pa.; to Allentown, Pa., VOR; MEA 3,000.

Section 610.6095 VOR Federal airway 95 is amended to read in part:

From Winslow, Ariz., VOR; to Castle INT, Ariz.; southwestbound, MEA 8,000; northeastbound, MEA 9,000.

From Castle INT, Ariz.; to Farmington, N. Mex., VOR; MEA \*13,000. \*12,000—MOCA.

Section 610.6100 VOR Federal airway 100 is amended to read in part:

From Keeler, Mich., VOR; to Le Roy INT, Mich.; MEA \*2,300. \*2,100-MOCA.

From Le Roy INT, Mich.; to Jackson, Mich.,

Section 610.6107 VOR Federal airway 107 is amended to delete:

From Oakland, Calif., VOR; to Geyserville INT, Calif.; MEA 6,000.

From Geyserville INT, Calif.; to Ukiah, Calif., VOR; MEA 6,000.

From Ukiah, Calif., VOR; to Red Bluff, Calif., VOR: MEA 9,000.

Section 610.6116 VOR Federal airway 116 is amended to read in part:

From Keeler, Mich., VOR; to Leroy INT, Mich.; MEA \*2,300. \*2,100—MOCA.
From Leroy INT, Mich.; to Jackson, Mich.,

VOR: MEA 2,300.

Section 610.6129 VOR Federal airway 129 is amended to read in part:

From Polo, Ill., VOR: to Rewey, Wis., VOR: MEA 2,500.

From Rewey, Wis., VOR; to Waukon, Iowa, VOR; MEA 2,500.

From Waukon, Iowa, VOR; to Nodine, Minn., VOR; MEA 2,300.

From Nodine, Minn., VOR; to Arcadia INT, Wis.; MEA 2,600.

From Arcadia INT, Wis.; to Eau Claire, Wis., VOR; MEA 2,800.

Section 610.6132 VOR Federal airway 132 is amended to read in part:

From Cheyenne, Wyo., VOR; to Carpenter INT, Wyo.; MEA 7,500.

From Carpenter INT, Wyo.; to \*Ft. Morgan NT, Colo.; MEA 7,300. \*8,000—MRA. INT, Colo.; MEA 7,300. \*8,000—MRA. From Ft. Morgan INT, Colo.; to Akron,

Colo., VOR; MEA 7,300.

Section 610.6157 VOR Federal airway 157 is amended to read in part:

From Gainesville, Fla., VOR; to Taylor INT, Fla.; MEA 1,700.

Section 610.6159 VOR Federal airway 159 is amended to read in part:

From Cross City, Fla., VOR, via W alter.; to \*Greenville INT, Fla., via W alter.; MEA \*\*2,800. \*\*2,800—MRA. \*\*1,200—MOCA.

From Gainesville, Fla., VOR; to \*Greenville INT, Fla.; MEA \*\*5,500. \*2,800—MRA. \*\*1,500—MOCA.

Section 610.6162 VOR Federal airway 162 is amended to read:

From Clarksburg, W. Va., VOR; to Grantsville, Md., VOR; MEA 5,000. From Grantsville, Md., VOR; to St. Thomas,

Pa., VOR; MEA 5,000.

From St. Thomas, Pa., VOR; to Harrisburg, Pa., VOR; MEA 4,000.

From Harrisburg, Pa., VOR; to Allentown, Pa., VOR; MEA 3,000.

From Harrisburg, Pa., VOR, via S alter.; to Allentown, Pa., VOR, via S alter.; MEA 3.000.

Section 610.6165 VOR Federal airway 165 is amended to read in part:

From San Diego, Calif., TVOR; to \*Oceanside, Calif., VOR; MEA 1,500. \*2,500-MCA Oceanside VOR, northwestbound.

Section 610.6178 VOR Federal airway 178 is amended to read in part:

From New Hope, Ky., VOR; to McAfee INT. Ky.; MEA 3,000.

From McAfee INT, Ky.; to Lexington, Ky., VOR; MEA 2,200.

Section 610.6190 VOR Federal airway 190 is amended to read in part:

From Dalhart, Tex., VOR; to Gage, Okla., VOR; MEA \*6,500. \*5,200-MOCA.

Section 610.6199 VOR Federal airway 199 is amended by adding:

From Ukiah, Calif., VOR; to Red Bluff, Calif., VORTAC; MEA 9,000.

Section 610.6208 VOR Federal airway 208 is amended to read in part:

From Avalon INT, Calif.; to Oceanside, Calif., VOR; MEA 3,000.

Section 610.6213 VOR Federal airway 213 is amended to read in part:

From Dock INT, S.C.; to Bolton INT, N.C.;

MEA \*1,500. \*1,400—MOCA. From Bolton INT, N.C.; to \*Kenansville INT, N.C.; MEA \*\*5,500. \*6,000—MRA. \*\*2,000-MOCA.

Section 610.6221 VOR Federal airway 221 is amended to read in part:

From Litchfield, Mich., VOR; to Jackson, Mich., VOR; MEA 2,300.

From Jackson, Mich., VOR; to Salem, Mich., VOR; MEA 2,400.

Section 610.6222 VOR Federal airway 222 is amended by adding:

From McComb, Miss., VOR; to Hattiesburg, Miss., VOR; MEA 1,800.

From Hattiesburg, Miss., VOR; to Ever-green, Ala., VOR; MEA \*2,000. \*1,700— MOCA.

Section 610.6244 VOR Federal airway 244 is amended to read in part:

From \*Delano INT, Utah; to \*\*Hanksville, Utah, VOR; MEA \*\*\*16,000. \*16,000—MCA
Delano INT, eastbound. \*\*11,000—MCA
Hanksville VOR, westbound. \*\*\*15,000— MOCA.

Section 610.6260 VOR Federal airway 260 is amended by adding:

From Charleston, W. Va., VOR via N alter.; to Swiss INT, W. Va., via N alter.; MEA 3,000. From Swiss INT, W. Va., via N alter.; to Rainelle, W. Va., VOR, via N alter.; MEA 5.500.

From Hollins, Va., VOR, via S alter.; to Lynchburg, Va., VOR, via S alter.; MEA,

Section 610.6264 VOR Federal airway 264 is amended to read in part:

From Los Angeles, Calif., VOR; to \*Ontario, Calif., VOR; MEA 4,000. \*8,000-MCA Ontario VOR, eastbound.

Section 610.6298 VOR Federal airway 298 is amended by adding:

From Casper, Wyo., VOR: to Smithwick, S. Dak., VOR; MEA 8,100.

From Smithwick, S. Dak., VOR; to Winner, S. Dak., VOR; MEA 5,200.

From Winner, S. Dak., VOR; to Sioux Falls, S. Dak., VORTAC; MEA 4,000.

Section 610.6406 Hawaii VOR Federal airway 6 is amended to read in part:

From Sweet Pea INT, T.H.; to Halibut INT, T.H.; eastbound, MEA 7,000; westbound, MEA 6,000.

From Halibut INT, T.H.; to Marlin INT, T.H.; northwestbound, MEA. 7,000; southeastbound, MEA 6,000.

Section 610.6455 VOR Federal airway 455 is added to read:

From New Orleans, La., VOR; to Picayune, Miss., VOR; MEA 1,400.

From Picayune, Miss., VOR; to Hattiesburg, Miss., VOR; MEA 1,700.

From Hattiesburg, Miss., VOR; to Meridian, Miss., VORTAC; MEA 1,800.

From Hattlesburg, Miss., VOR via W alter.; to \*Rose Hill INT, Miss., via W alter.; MEA 1,800. \*3,000—MRA.

From Rose Hill INT, Miss., via W alter.; to Meridian, Miss., VORTAC via W alter.; MEA

Section 610.6462 VOR Federal airway 462 is amended to delete:

From Houghton, Mich., VOR; to White-

fish, Mich., VOR; MEA 3,000.
From Whitefish, Mich., VOR; to Sault Ste.
Marie, Mich., VOR; MEA 2,300.

Section 610.6471 VOR Federal airway 471 is added to read:

From Bangor, Maine, VOR; to Medford INT, Maine; MEA 2,300.

From Medford INT, Maine; to Millinocket,

Maine, VOR; MEA 2,500.
Form Millinocket, Maine, VOR; to Houlton, Maine, VOR; MEA 1,900.

Section 610.6474 VOR Federal airway 474 is added to read:

From Bellaire, Ohio, VOR; to Brownsville INT, Pa.; MEA 3,000.

From Brownsville INT, Pa.; to Indian Head,

Pa., VOR; MEA 5,000. From Indian Head, Pa., VOR; to Clearville

INT, Pa.; MEA 5,000.
From Clearville INT, Pa.; to St. Thomas, Pa., VOR; MEA 4,000.

From St. Thomas, Pa., VOR; to Yorksprings INT, Pa.; MEA 4,000.

From Yorksprings INT, Pa.; to Lancaster, Pa., VOR: MEA 3,000.

Section 610.6602 VOR Federal airway 1502 is amended to read in part:

From \*Cardinal INT, Wis.; to \*\*Seaweed INT, Wis.; MEA 2,000. \*2,700—MC INT, westbound. \*\*3,500—MRA. -MCA Cardinal

From Seaweed INT, Wis.; to \*Minnow INT, Mich.; MEA 2,000. \*2,500-MRA.

Section 610.6608 VOR Federal airway 1508 is amended to read in part:

From Myton, Utah, VOR; to Yampa INT, Colo.; eastbound, MEA 13,000; westbound, MEA 11,000.

Section 610.6614 VOR Federal airway 1514 is amended to read in part:

From Harrisburg, Pa., VOR; to Reinholds INT. Pa.; MEA 3,000.

From Delano INT, Utah; to \*\*Hanksville, Utah, VOR; MEA \*\*\*16,000. \*16,000—MCA Delano INT, eastbound. \*\*11,000—MCA Delano INT, eastbound. \*\*11,000—MC Hanksville VOR, westbound. \*\*\*15,000—

Section 610.6618 VOR Federal airway 1518 is amended to read in part:

From Drake, Ariz., VOR; to Perkins INT, Ariz.; MEA 8,000.

From Perkins INT, Ariz.; to Winslow, Ariz., VOR; MEA 10,000.

Section 610.6622 VOR Federal airway 1522 is amended to read in part:

From Los Angeles, Calif., VOR; to \*Ontario, Calif., VOR; MEA 4,000. \*8,000-MCA Ontario VOR, eastbound.

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From Big Spring, Tex., VOR; to \*Loraine INT, Tex.; MEA 3,800. \*5,800-MRA.

Section 610.6629 VOR Federal airway 1529 is amended to read in part:

From Casper, Wyo., VOR; to Dickinson, N. Dak., VOR; MEA \*15,000. \*8,000--MOCA. \*Continuous navigation signal coverage does not exist over the entire route segment below 20,000.

(Secs. 313(a), 307(c), 72 Stat. 752, 749; 49 U.S.C. 1354(a) 1348(c))

These rules shall become effective May

1960.

OSCAR BAKKE, Director. Bureau of Flight Standards.

[F.R. Doc. 60-3283; Filed, Apr. 12, 1960; 8:45 a.m.]

### Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B-FOOD AND FOOD PRODUCTS

PART 27—CANNED FRUITS AND CANNED FRUIT JUICES; DEFI-NITIONS AND STANDARDS OF IDENTITY; QUALITY; AND FILL OF CONTAINER

#### Orange Juice and Orange Juice Products; Order Staying Effectiveness of Order Establishing Definitions and Standards of Identity

In the matter of establishing definitions and standards of identity for orange juice, pasteurized orange juice, canned orange juice, sweetened pasteurized orange juice, canned sweetened orange juice, concentrated orange juice, sweetened concentrated orange juice, reconstituted orange juice, sweetened reconstituted orange juice, and industrial orange juice with added chemical preservatives.

On March 1, 1960, an order was published in the FEDERAL REGISTER (25 F.R. 1770) promulgating standards of identity for all the orange juice and orange juice products above listed, except industrial orange juice, the petition for which was denied. Within the 30-day period permitted by the order, objections were filed thereto and requests made for a public hearing. Therefore, pursuant to the Federal Food, Drug, and Cosmetic Act (sec. 701(e), 52 Stat. 1055, as amended; 21 U.S.C. 371(e)) and the authority delegated to the Commissioner of Food and Drugs by the Secretary (22 F.R. 1045, 23 F.R. 9500), and effective as of the date of signature: It is ordered, That the order in the above-identified matter be stayed in its entirety.

At a later date the Commissioner will announce by publication the date and the place of the public hearing to be held and the issues to be resolved at the hearing.

(Sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371. Interpret or apply sec. 401, 52 Stat. 1046; 21 U.S.C. 341)

Dated: April 8, 1960.

JOHN L. HARVEY, [SEAL] Deputy Commissioner of

Food and Drugs. [F.R. Doc. 60-3416; Filed, Apr. 12, 1960; 8:57 a.m.]

## Title 32—NATIONAL DEFENSE

Issued in Washington, D.C., on April 5, Chapter I-Office of the Secretary of **Defense** 

> SUBCHAPTER A-ARMED SERVICES PROCUREMENT REGULATIONS

PART 1—GENERAL PROVISIONS

PART 2—PROCUREMENT BY FORMAL ADVERTISING

PART 3—PROCUREMENT BY **NEGOTIATION** 

PART 7-CONTRACT CLAUSES AND **FORMS** 

> PART 8-TERMINATION OF **CONTRACTS**

PART 9—PATENTS, COPYRIGHTS AND **TECHNICAL DATA** 

PART 10-BONDS AND INSURANCE PART 12—LABOR

PART 16-PROCUREMENT FORMS

PART 30-APPENDIXES TO ARMED, SERVICES PROCUREMENT REGU-**LATIONS** 

#### Miscellaneous Amendments

The following amendments to this subchapter are issued by direction of the Assistant Secretary of Defense (Supply and Logistics) pursuant to the authority contained in Department of Defense Directive No. 4105.30, dated 11 March 1959 (24 F.R. 2260), and 10 U.S.C. 2202, and have the concurrence of the military departments.

#### § 1.305-6 [Amendment]

1. In § 1.305-6, revise the last sentence of paragraph (c)(2) to read as follows: "But the requirements of this subparagraph are not mandatory for small purchases made pursuant to Subpart F, Part 3 of this subchapter."

2. Revise §§ 1.306 through 1.306-12 to read as follows:

§ 1.306 Transportation.

#### § 1.306-1 General.

(a) The transportation factors discussed in §§ 1.306-1 through 1.306-12 are important in awarding and administering contracts to insure that procure-ments are on the basis most advantageous to the Government, all factors considered, and that supplies arrive at the right place at the right time and in good condition. Traffic management advice and assistance shall be sought by and given to contracting officers and contract administrators, including property administrators who are concerned with the movement of Government property to, from, and between plants of contractors and subcontractors. Requiring activities should consider transportation factors before submitting purchase requests and should give purchase activities instructions so that they are able to evaluate all applicable traffic management factors.

(b) As used in §§ 1.306-1 through 1.306-12, the term "United States" does not include Alaska or Hawaii.

#### § 1.306-2 Place of delivery.

(a) Shipments within the United States. Unless there are valid reasons to the contrary, the procurement of supplies from sources within the United States for ultimate delivery to destinations within the United States shall be in accordance with the following policy:

(1) When it is estimated that a contract will require no shipment to a single destination which will equal a minimum carload or truckload lot, delivery shall be on the basis of all transportation charges paid to destination;

(2) When it is estimated that a contract will require a shipment of a minimum carload or truckload lot, delivery shall be on the basis of whichever of the following is more advantageous to the Government:

(i) At the Government's option, f.o.b. carrier's equipment, wharf, or freight station at a specified city or shipping point at or near contractor's plant; or

(ii) All transportation charges paid to destination.

Solicitation shall provide that bidders or offerors may make bids or proposals on either or both of these bases. In the absence of specific information to the contrary, a minimum carload or truckload lot shall be deemed to be approximately 20,000 pounds.

(b) Shipments from the United States for overseas delivery. Unless there are valid reasons to the contrary, purchases of supplies originating within the United States for ultimate delivery to destinations outside the United States, regardless of the quantity of the shipment, shall be made on the basis of delivery at the Government's option, f.o.b. carrier's equipment, wharf, or freight station at a specified city or shipping point at or near contractor's plant. This policy applies to supplies shipped either directly to a port area for export or to storage areas for subsequent reshipment to a port area for export.

(c) Shipments originating outside the United States. Selection of place of delivery for shipments originating outside the United States shall be in accordance with procedures prescribed by the Department concerned.

#### § 1.306-3 Quantity analysis.

When additional quantities of the item being purchased can be transported at no increase in transportation cost or when purchase of carload or truckload quantities will result in lower unit transportation costs, the purchasing activity should find out from the requiring ac-

tivity whether there is a known requirement for additional quantities.

#### § 1.306-4 Commodity description.

A complete description of the commodity being purchased, including packing and packaging instructions, is necessary not only to enable the supplier to bid or quote properly on the requirement, but also for determination of proper transportation charges. In no case shall the manufacturer's part number only be shown without the appropriate descriptive nomenclature.

#### § 1.306-5 Delivery terms.

(a) F.o.b. origin or destination. Solicitations for supplies to be purchased either f.o.b. origin or f.o.b. destination in accordance with § 1.306-2(a)(2) shall provide that bids or proposals may be submitted on either or both bases and that they will be evaluated on the basis of the lowest overall cost to the Government. Invitations for bids and requests for proposals shall include so much of the following information as is pertinent to the particular procurement and shall require prospective suppliers to furnish the Government such of the following as may be appropriate:

(1) Method of shipment, such as rail water, air, or truck;

(2) Minimum quantities or lots, such as carloads, truckloads, less than carloads, or less than truckloads (where appropriate, the solicitation should elicit information of the minimum size of the shipment which the prospective supplier will make, so that the evaluation of transportation cost may be on a realistic basis. The prospective supplier should be cautioned that, if he tenders shipments in lesser quantities, he may be charged with any resulting excess cost.);

(3) Guaranteed shipping weight (if shipping weight and cube of items to be procured are not shown in the solicitation, prospective suppliers should be required to furnish this information so that proper transportation costs can be computed. The prospective supplier should be cautioned that, if actual shipping weights or cubes vary from the guarantees, he may be charged with any resulting excess cost.):

(4) Packing, crating and other preparations:

(5) Transit privileges (§ 1.306-8); and (6) Any other shipping information

required for evaluation.

(b) F.o.b. destination. Generally, solicitations for supplies to be purchased f.o.b. destination shall provide that supplies shall be delivered, all transportation charges paid by the contractor, to the specified destination. The solicitation shall inform prospective suppliers of any known shortage of transportation facilities at destination or other factors which may affect the supplier's transportation costs. When f.o.b. destination bids only are desired, the invitation for bids shall specify that bids submitted on a basis other than f.o.b. destination will be rejected as nonresponsive.

(c) F.o.b. origin. Generally, solicitations for supplies to be purchased f.o.b. origin shall provide for delivery, at the Government's option, f.o.b. carrier's equipment, wharf, or freight station at a city or shipping point to be specified by the bidder or offeror at or near the contractor's plant. This will enable the military traffic management offices, in issuing routing instructions, to select the mode of transportation which will provide the required service at the lowest cost. The solicitation shall state that bids or proposals will be evaluated on the basis of the lowest overall cost to the Government, taking account of transportation costs to the Government from point of origin to the designated destinations. Thus, when material is to be purchased f.o.b. origin in accordance with § 1.306-2(b) for ultimate delivery to known destinations outside the United States, the solicitation will state that bids or proposals will be evaluated so as to take into account the cost to the Government of shipment from the point of origin to the overseas destinations. Contracting officers shall request the appropriate transportation officer to furnish any transportation rates and port handling charges required for use in evaluating bids or proposals. When f.o.b. origin bids only are desired, the invitations for bids will specify that bids submitted on a basis other than f.o.b. carrier's equipment, wharf, or freight stations at a specified city or shipping point at or near the contractor's plant will be rejected as nonresponsive.

(d) Destination unknown. When the exact destinations of the supplies being purchased are not known at the time bids or proposals are solicited, but the general location of the destination, such as East Coast, Middle West, or West Coast, is known, a definite place or places shall be designated as the point to which transportation costs will be computedbut only for the purpose of evaluating bids or proposals. The solicitation shall specify that bids or proposals should be submitted f.o.b. origin and that shipments will be made on Government bills of lading. The solicitation shall state:

For the purpose of evaluating (bids) (proposals), and for no other purpose, the final destination for the supplies will be considered to be as follows:

#### [Name destinations]

Invitations for bids shall contain a statement that bids submitted on a basis other than f.o.b. origin will be rejected as nonresponsive.

#### § 1.306-6 Consignment and marking instructions.

Complete consignment and marking instructions, to the extent that they are known at the time the contract is awarded, shall be included in contracts to assist in insuring that supplies will be delivered to proper destinations without delay. "Military Standard Marking of Shipments (MIL-STD-129B)" shall be consulted for proper marking instructions. In those cases where complete consignment information is not initially known, additional instructions to the contractor shall be furnished as soon as such information becomes known. In contracts which provide for delivery f.o.b. origin and shipment on Government bills of lading, consignment instructions may be limited to the mail address of the consignee, provided the contract instructions state that "Shipments other than mail shall be consigned as indicated on the Government bill of lading furnished to the Contractor." It should be noted that receiving activities may have different consignment points for the various transportation media, or even for particular carriers within a medium depending on the weight, shape, size or nature of the shipment involved.

#### § 1.306-7 Scheduling of deliveries to permit consolidation of shipments.

The accumulation of small shipments into carload or truckload lots will result. in lower transportation costs. Also, the accumulation of small shipments into less than load shipments may result in lower transportation costs. Upon review of the purchase request, and in conjunction with the requiring or requisitioning activity, consideration shall be given to revising delivery schedules to provide for deliveries in larger quantities. In some cases, delivery schedules for supplies to be delivered to multiple destinations can be consolidated and the stop-off in transit privilege used for partial unloading at one or more points directly enroute between the point of origin and the last destination.

#### § 1.306-8 Transit arrangements.

Transit arrangements afford an opportunity to stop carload or truckload shipments at specific intermediate points enroute to the final destination in order to store, process, or fabricate, or for other purposes as specified in carrier's applicable tariffs. A single through rate from origin to final destination, plus a transit or other related charge if applicable, is charged in lieu of a combination of rates to and from the transit point which would result in higher costs. Consideration should be given to possible benefits to the Government through the use of such transit arrangements. Traffic management personnel can furnish necessary information and analyses of situations where such transit arrangements may be beneficial.

#### · § 1.306-9 Rates and volume shipments.

Procurements involving volume shipments (as defined in Departmental instructions) shall be referred at the earliest practical time to the appropriate military traffic management office for a determination of the reasonableness of applicable current rates and when appropriate, for negotiation of adjusted or modified rates. Generally, carriers are required by both Federal and State laws to charge all shippers equally for like transportation and associated services. However, when Government traffic possess more favorable transportation characteristics (greater volume, heavier loading, less likelihood of damage, etc.) than commercial traffic between the same origins and destinations, freight rates are often lower for the Government traffic, as in the case of quotations under section 22 of the Interstate Commerce Act (49 U.S.C. 22) and similar

tenders. Rate information necessary to properly evaluate offers shall be obtained from the appropriate military traffic office.

#### § 1.306-10 Crosshauling and backhauling.

Crosshauling is the shipment of material of the same kind in reverse directions. Backhauling is the shipment of material from a geographical area to or through another geographical area from which the material previously had been shipped. Crosshauling and backhauling waste transportation funds facilities and equipment. To reduce crosshauling and backhauling, purchase requests or authorizations should contain as complete and accurate transportation (including destination) data as possible.

#### § 1.306-11 Unusually large or heavy shipments.

Before purchasing unusually large, heavy, high, wide, or long items, the appropriate transportation office shall be consulted in order that any transportability difficulties may be considered. Additional costs, such as the use of special equipment, excess blocking and bracing material, circuitous routing, etc., incident to these shipments shall also be considered, in conjunction with the freight rate, in determining total transportation costs.

#### § 1.306-12 Mode of transportation.

Generally, the military traffic management office is the proper authority to specify the mode and routing of shipments. If urgency in delivery is a factor, the appropriate military traffic management office shall be so informed in order that routing authorities may select the appropriate means of transportation.

3. Revise paragraph (c) of § 1.315-2 and revise § 1.706-1 to read as follows:

#### § 1.315-2 Terms.

(c) Where the delivery schedule is based on the date of contract (see paragraph (a) (2) of this section), the invitations for bids will include the following provision:

Attention is directed to paragraph 8(d) of the Terms and Conditions of the Invitation for Bids, which provides that a written award mailed or otherwise furnished to the successful bidder results in a binding contract. Any award hereunder, or a preliminary notice thereof, will be mailed or otherwise furnished to the successful bidder the day the award is dated. Therefore, in computing the time available for performance, the bidder should take into consideration the time required for the notice of award to arrive through ordinary mails.

#### § 1.706-1 General.

Subject to any applicable preference for labor surplus area set-asides as provided in § 1.803(a) (2) of this part, any individual procurement or class of procurements or an appropriate part thereof, shall be set aside for the exclusive participation of small business concerns when such action is (a) jointly determined by an SBA representative and the contracting officer, or (b) if no SBA representative is available, is unilater-

ally determined by the contracting officer to be in the interest of maintaining or mobilizing the Nation's full productive capacity, or in the interest of war or national defense programs, or in the interest of assuring that a fair proportion of Government procurement is placed with small business concerns. Insofar as practical, joint determinations shall be used as a basis for setasides rather than unilateral determinations; but the impracticability of obtaining a joint determination should not be treated as an obstacle to making a set-aside based on a unilateral determination in an otherwise appropriate

4. In § 1.706-5, revise the "Notice of Small Business Set-Aside" contained in paragraph (c); and in § 1.706-6, revise the "Notice of Small Business Set-Aside" contained in paragraph (c), and revise clause (d) of the "Notice of Small Business Set-Aside" contained in paragraph (d), as follows:

#### § 1.706-5 Total set-asides.

(c) In procurements involving total set-asides for small business, each Invitation for Bids or Request for Proposals shall contain substantially the following notice:

#### NOTICE OF SMALL BUSINESS SET-ASIDE

Bids or proposals under this procurement are solicited from small business concerns only and this procurement is to be awarded only to one or more small business concerns. This action is based on a determination by the contracting officer, alone or in conjunction with a representative of the Small Business Administration, that it is in the interest of maintaining or mobilizing the Nation's full productive capacity, in the interest of war or national defense programs, or in the interest of assuring that a fair proportion of government procurement is placed with small business concerns. A small business concern is a concern that:

(i) Is independently owned and operated, is not dominant in its field of operation and, with its affiliates, employs fewer than 500 employees, or

(ii) Is certified as a small business concern by the Small Business Administration. In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns; provided, that this additional requirement does not apply in connection with construction or service contracts. Bids or proposals received from firms which are not small business concerns shall be considered nonresponsive.

#### § 1.706-6 Partial set-asides.

(c) In advertised procurements involving partial set-asides for small busi-. ness, Invitations for Bids shall contain either substantially the following notice or the notice set forth in paragraph (d) of this section. In negotiated procurements, whichever notice is used will be appropriately modified for use with requests for proposals.

#### NOTICE OF SMALL BUSINESS SET-ASIDE

A portion of this procurement, as identified elsewhere in the Schedule, has been set aside for award only to one or more small business concerns. Negotiations for award of this set-aside portion will be conducted only with responsible small business con-cerns who have submitted responsive bids on the non-set-aside portion at a unit price within 120 percent of the highest award made on the non-set-aside portion. Negotiations shall be conducted with such small business concerns in the order of their bids on the non-set-aside portion beginning with the lowest responsive bid. The set-aside shall be awarded at the highest unit price awarded on the non-set-aside portion, ad-justed to reflect transportation and other cost factors which were considered in evaluating bids on the non-set-aside portion. However, the Government reserves the right not to consider token bids or other devices designed to secure an unfair advantage over other bidders eligible for the set-aside por-The partial set-aside of this procurement for small business concerns is based on a determination by the Contracting Offi-cer, alone or in conjunction with a representative of the Small Business Administration, that it is in the interest of maintaining or mobilizing the Nation's full productive capacity, or in the interest of war or national defense programs, or in the interest of assuring that a fair portion of Government procurement is placed with small business concerns. A small business concern is a concern that:

(i) Is certified as a small business concern by the Small Business Administration, or

(ii) Is independently owned and operated, is not dominant in its field of operation and, with its affiliates, employs fewer than 500 employees.

In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns; provided that, this additional requirement does not apply in connection with construction or service contracts.

(d) Where it is anticipated that bids may be received which appear designed to take unfair advantage of bona fide bidders, by devices such as unrealistically low bids on mere token quantities, the notice set forth below may be used instead of that in paragraph (c) of this section.

NOTICE OF SMALL BUSINESS SET-ASIDE

. . . . .

(d) Definitions. A "small business concern" is a concern that (i) is certified as a small business concern by the Small Business Administration, or (ii) is independently owned and operated, is not dominant in its field of operation and, with its affiliates, employs fewer than 500 employees.

In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns; provided that, this additional requirement does not apply in connection with construction or service contracts.

5. In § 1.804-2, revise clause (3) of the "Notice of Labor Surplus Area Set-Aside" contained in paragraph (b), and revise clause (d) (3) of the "Notice of Labor Surplus Area Set-Aside" contained, in paragraph (c):

§ 1.804-2 Set-aside procedures.

(b) In advertised procurements involving set-asides pursuant to this subpart, each invitation for bids shall contain either substantially the following notice or the notice set forth in paragraph (c) of this section. In negotiated procurements, whichever notice is used will be appropriately modified for use with requests for proposals.

NOTICE OF LABOR SURPLUS AREA SET-ASIDE

(3) A "small business concern" is a concern that (i) is certified as a small business concern by the Small Business Administration, or (ii) is independently owned and operated, is not dominant in its field of operation and, with its affiliates, employs fewer than 500 employees. In addition to meeting these criteria, a manufacturer or regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns; provided that, this additional requirement does not apply in connection with construction or service contracts.

(c) Where it is anticipated that bids may be received which appear designed to take unfair advantage of bona fide bidders, by devices such as unrealistically low bids on mere token quantities, the notice set forth below may be used instead of that in paragraph (b) of this section.

NOTICE OF LABOR SURPLUS AREA SET-ASIDE >

(d) Definitions. \* \* \*

(3) A "small business concern" is a concern that (i) is certified as a small business concern by the Small Business Administration, or (ii) is independently owned and operated, is not dominant in its field of operation and, with its affiliates, employs fewer than 500 employees. In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns; provided that, this additional requirement does not apply in connection with construction or service contracts.

6. A new Subpart J is added to Part 1, as follows:

#### Subpart J-Publicizing Procurement Actions

Sec.	
1.1001	General policy.
1.1002	Availability of invitations for bids and requests for proposals.
1.1003	Synopses of proposed procure- ments.
1.1003-1	General.
1.1003~2	Research and development.
1.1003-3	Synopses of subcontract oppor-

tunities.
1.1003-4 Responsibility of small business specialists.

1.1003-5 Publication of procurements of less than \$10,000.
1.1003-6 Pre-invitation notices.
Availability of specifications, plans, and drawings.

1.1003-8 Time of publicizing.

1.1003-8 Time of publicizing.
1.1003-9 Preparation and transmittal.

Sec 1.1004 Synopsis of contract awards. 1.1004 - 1Preparation and transmittal. 1.1005 Paid advertisements in newpapers and trade journals. 1.1005-1 Scope. 1.1005-2 Definitions. 1.1005-3 General. Limitation. 1.1005-4 1.1005-5 Authority and delegation. 1.1005-6 Requests for authority to place advertisement. 1.1005 - 7Preparation of advertisement. 1.1005 - 8Insertions. 1.1005-9 Rates. 1.1005-10 Proof of publication. 1.1005-11 Forms.

#### § 1.1001 General policy.

1.1005-12 Payment.

It is Department of Defense policy to increase competition by publicizing procurements which offer competitive opportunities for prospective prime contractors or subcontractors, thus assisting small business and labor surplus area concerns and broadening industry participation in Defense procurement programs.

### § 1.1002 Availability of invitations for bids and requests for proposals.

A reasonable number of copies of invitations for bids and requests for proposals publicized in the Department of Commerce Synopsis, including specifications and other pertinent information, shall be maintained by the issuing office. To the extent that unclassified invitations for bids and requests for proposals are available, they shall be provided at the purchasing office to manufacturers, construction contractors, and regular dealers and to others having a legitimate interest therein, such as publishers, trade associations, procurement information services and others who disseminate information concerning invitations for bids and requests for proposals; otherwise the purchasing office may limit the availability of invitations for bids and requests for proposals to perusual at such office.

### § 1.1003 Synopses of proposed procurements.

#### § 1.1003-1 General.

Every proposed advertised or negotiated procurement made in the United States, except in Hawaii and Alaska, which may result in an award in excess of \$10,000 shall be publicized promptly in the Department of Commerce "Synopsis of U.S. Government Proposed Procurement, Sales and Contract Awards," except that the following need not be publicized in the Synopsis:

(a) Procurement to be made by an order placed under an existing contract.

(b) Procurement which must be made too quickly to permit prospective contractors, dependent on the Synopsis for information, to obtain the necessary solicitation document and to prepare and submit their bids, proposals, or quotations on-time: i.e., proposed procurements with less than 15 calendar days from the date of transmittal of the Synopsis or the date of issuance of the solicitation, whichever is earlier, to the date scheduled for receipt of bids, proposals, or quotations.

- (c) Procurement to be made from or through another Government department or agency, or a mandatory source of supply such as National Industries for the Blind. (See Part 5 of this subchapter.)
- (d) Procurement of personal or professional services to be negotiated under § 3.204 of this subchapter.
- (e) Procurement from educational institutions to be negotiated under § 3.205 of this subchapter.
- (f) Procurement in which only foreign sources are to be solicited.
- (g) Procurement of electric power or energy, gas (natural or manufactured), water, or other utility services.
- (h) Procurement of scientific or technical studies or surveys.
- (i) Procurement of perishable subsistence.
- (j) Procurement where competition is precluded by reason of patent rights, copyrights, or secret processes which are limited to a single producer.
- (k) Procurement of research and development for which specific background knowledge or unusual scientific or technical equipment is a prerequisite to performance.
- (1) Procurement of a classified nature where the information necessary to be included or referenced in the solicitation is in itself of a classified nature and the public disclosure of this information would violate security requirements. All other classified procurements shall be published in the Synopsis, if sufficient information, of an unclassified nature, can be provided in the solicitation to enable a prospective contractor to submit a bid or proposal.
- (m) Procurement of technical equipment requiring standardization and interchangeability of parts to be negotiated under § 3.213 of this subchapter.
- (n) Procurement of technical or specialized supplies requiring substantial initial investment or extended period of preparation for manufacture, to be negotiated under § 3.214 of this subchapter.
- (o) Procurement of technical, nonpersonal services in connection with assembly, installation, service, or repair (or instruction of personnel therein) of equipment of such a highly technical or specialized nature that they can only be performed by the original manufacturer or his authorized representative.
- (p) Procurement in the interest of national defense or industrial mobilization, to be negotiated under § 3.216 of this subchapter.
- (q) Procurement of other than standard commercial repair, replacement, or spare parts which must be obtained from the original supplier or his sources to assure the operational dependability of military equipment.

#### § 1.1003-2 Research and development.

In order that potential sources may learn of research and development programs, advance notices of the Goyernment's interest in a specific research and development field shall be published in the Department of Commerce Synopsis in accordance with § 1.1003-9(d) so as

to give such sources adequate opportunity to submit information for evaluation of their research and development capabilities, except where security considerations prohibit such publication.

### § 1.1003-3 Synopses of subcontract opportunities.

Prime contractors and subcontractors should be encouraged to use the Department of Commerce Synopsis to publicize opportunities in the field of subcontracting stemming from their defense business. Prime contractors and their subcontractors will be advised to mail subcontract information directly to the Department of Commerce in the form prescribed by that Department.

### § 1.1003-4 Responsibility of small business specialists.

Small business specialists in each purchasing office are responsible for screening all proposed procurements and for recommending action to be taken with respect to publicizing such procurements in accordance with the requirements of § 1.1003-1 through 1.1003-9. In those offices where no small business specialist is assigned, the contracting officer or other designated representative shall accomplish the foregoing.

### § 1.1003-5 Publication of procurements of less than \$10,000.

When recommended by procurement personnel or the small business specialist, and approved by the contracting officer, proposed procurements of less than \$10,000 may be publicized in the Department of Commerce Synopsis.

#### § 1.1003-6 Pre-invitation notices.

Where pre-invitation notices (§ 2.205-4 of this subchapter) are used, the pre-invitation information shall be included in the Synopsis. This information need not be re-published in the Synopsis when the invitation for bids is issued.

### § 1.1003-7 Availability of specifications, plans, and drawings.

- (a) Where distribution of applicable specifications, plans, or drawings with the solicitation is impracticable, the Synopsis shall contain notice of this fact and of the locations at which the specifications, plans, or drawings may be examined or obtained. (See § 1.305-3 of this part.)
- (b) Where the specifications, plans, and drawings available do not fully provide manufacturing or construction details necessary to describe a requirement the Synopsis shall contain notice of this fact.
- (c) Notices of the situations in paragraph (a) and (b) of this section shall be prepared in accordance with § 1.1003-9(f).

#### § 1.1003-8 Time of publicizing.

To allow concerns which are not on current bidders lists ample time to prepare bids, proposals or quotations, purchasing offices should, when feasible, synopsize proposed procurements at least ten days before the issuance of solicitations, in accordance with § 1.1003–9(b) (8).

#### § 1.1003-9 Preparation and transmittal.

- (a) Each purchasing office shall transmit a synopsis of proposed procurements as follows:
- (1) When teletypewriter service is available, all synopses shall be forwarded via teletypewriter at the end of each day, for invitations for bids, requests for proposals or quotations issued on that day, or at the earliest practicable time prior to issuance of the invitation for bids, requests for proposals or quotations, as is deemed appropriate, to the following address:

Synopsis, Commerce Department, Field Service, Chicago, Ill.

- (2) When teletypewriter service is not available, synopses shall be dispatched by airmail or ordinary mail, whichever is considered most expeditious, addressed as follows: Administrative Officer, U.S. Department of Commerce, 433 West Van Buren Street, Chicago 7, Illinois.
- (b) Each synopsis shall be prepared as described below:
- (1) Lines in the text commencing flush with left margin will not exceed 69 type-written spaces. Double spaced lines will be used to describe each procurement action. Descriptions of different procurement actions will be separated by 4 lines.
- (2) The first line of the text of the message will state the number of the synopsis being sent. Synopses will be numbered consecutively by the purchasing office during the calendar year. New numerical series beginning with number one will start as of the first working day of January of each year. Double space between this line and the next line.
- (3) The second line of the text of the message will state name and location of the purchasing office straight across the page, not to exceed 69 typewritten spaces. No abbreviations are to be used except for name of State. If more than one line is required for name and location of purchasing office, double space and continue on subsequent line or lines if necessary, double spacing between each line. The address may include an attention phrase directed to an official by name or title.
- (4) Four spaces below the preceding line entry (name and address of pur-chasing office), the description of the supplies or services being procured will begin in narrative paragraph form, double spaced, with each line commencing flush with the left margin. If the synopsis contains a number of items having the same purchase reference number and the same bid opening date or advance notice date, the description should be preceded by a blanket statement such as, "The following described items are to be procured under IFB ENG (number of Invitation for Bid) Opening Date, 31 August 1955." The length of the lines in the description will not exceed 69 typewritten spaces. The description will be clear, concise, and with a minimum number of words but sufficient for understanding by interested parties. It will include, as appropriate, commonly used names of supply items, basic materials from which fabricated,

general size or dimensions, citations of specification or drawing numbers, or other data. If the material being procured is covered by one or more specifications requiring qualification testing and approval and such requirement has not been waived by competent authority, the notation "(QPL)" shall be inserted immediately following the specification number. The Federal stock number will also be included where one has been assigned. In the absence of a Federal stock number, the service stock number will be included where one has been assigned. Stock numbers will not be required for items controlled by a single manager agency or when more than six items are listed on the synopsis. In the latter case, however, stock numbers will be listed for the six items of highest value. No abbreviations will be used in describing supplies or services, although standard abbreviations may be used in listing the quantity purchase reference numbers, specifications and bid opening date. Punctuation symbols will be used as in normal correspondence. Fractions on typewriter keys will not be used but fractions may be expressed by (number)/(number) e.g., 11/16, 1/4, 1/2. The symbols # or @ or \* may not be used since they are not used in teletypewriter operation.

(5) Following the complete description of the supplies and services which will end with a period, two hyphens will be used to set off the quantity to be proured. The quantity usually will be stated in numerals followed by the unit, (abbreviations of units are permissible, e.g., lbs., éa., doz.). Whenever it is necessary to use "Indefinite Quantity," the description should include a statement as to the duration of the contract

or period covered.

(6) The quantity will be followed by two hyphens before indicating the place of delivery as follows: "Deliveries to delivery as follows: "Deliveries to "Places of delivery should be stated specifically when there are not more than three destinations. When delivery points are more numerous, they will be grouped, if practicable, to show the general geographic area, e.g., "West Coast," "East Coast," or other appropriate regional description. Otherwise, the places of delivery will be stated as "Various Destinations" or "Destination(s) to be furnished."

(7) The places of delivery will be followed by two hyphens before commencing with the invitation for bids number or other purchase reference number, which may consist of letters, numerals, or abbreviations separated by hyphens or spaces. Invitation for bids numbers shall be identified and followed by the letter "B"; request for proposals and request for quotations numbers shall be followed by the letter "Q". Purchase reference numbers should not be broken or appear on one line carried over on the subsequent line, as the insertion of a hyphen for the carry-over would change the reference number.

(8) Two hyphens will be used following the invitation for bids number or purchase reference number to set off the bid opening date or the advance notification date. The date should be stated in

military style (date, month and year, e.g., 1 Aug 58). If the synopsis is published prior to issuance of the invitation for bids or request for proposals or quotations, the synopsis shall include a statement to the effect that requests for such invitations, proposals, or quotations should be received not later than 10 days from the date of publication of such synopsis in order to enable the purchasing office to mail such invitation for quotations directly to the inquirer at the time of issuance thereof.

(c) In addition to the foregoing, where the proposed procurement is to be effected in accordance with a small business set-aside (see § 1.706 of this part) or labor surplus area set-aside (see § 1.804 of this part), the synopsis shall (1) where there is a 100 percent small business set-aside, state that "The proposed procurement(s) listed herein is (are) under 100 percent small business set-aside," or (2) where there is a partial small business or labor surplus area setaside, state that "An additional quantity of \_\_\_\_ is being reserved for \_\_\_\_ (insert "small business" or "labor surplus area" as appropriate) under a partial determination.

Note: To avoid confusion, separate messages should be sent covering proposed procurements which are under 100 percent small business set-aside so that they will be placed in the Department of Commerce's Notice to Small Firm Section.

- (d) Notices which invite the submission of information as to research and development capabilities in specific fields of interest shall be headed "Research and Development Sources Sought." This shall be followed by a statement similar to the following: "Firms having research and development capabilities in the field of—(Be specific) -and whose facilities and personnel include—(Describe in substantial detail minimum facilities and personnel required) -are invited to submit complete information to the purchasing office listed above. Information furnished should include the total number of employees and professional qualifications of scientists, engineers, and technical personnel; a description of general and special facilities; an outline of previous projects; a statement regarding industrial security clearance, if previously granted; and other available descriptive literature. This is not a request for a proposal.
- (e) Synopses of proposed procurements of a classified nature released in an unclassified form shall contain the following statement: "Security Clearance Will Be Required of Successful Bidder or Offerer."
- (f) Procurements on which it is impracticable to distribute plans, drawings or specifications, or where adequate plans, drawings or specifications to describe a requirement are not available, shall be so identified in the Synopsis. Suggested headings and statements for these two situations are:
- (1) Availability of Specifications, Plans or Drawings.

It will be impracticable to distribute the applicable

(Insert "specifications," "plans," "drawings" or other appropriate words)

with the solicitation. This data may be examined or obtained at \_\_\_\_\_

#### · (Be specific)

- (2) Complete Data Not Available.

  Notice is given that available specifica-
- tions, plans, or drawings, relating to the procurement described below do not fully provide all necessary manufacturing and construction details.
- (g) Each reporting office will discuss the instructions contained in this section with its communications office so that the manner in which the message is to be transmitted is understood by the office preparing the message and the communications office,

#### § 1.1004 Synopsis of contract awards.

Awards of all unclassified contracts to be performed in whole or in part within the United States, exceeding \$25,000 in amount, shall be published in the Department of Commerce "Synopsis of U.S. Government Proposed Procurement, Sales and Contract Awards."

#### § 1.1004-1 Preparation and transmittal.

- (a) Purchasing offices shall prepare and forward single copies of synopses of contract awards, using the same format as prescribed for synopses of proposed procurements in § 1.1003-9, to the address below, by air mail or ordinary mail whichever is considered most expeditious, before the close of business at the end of each week:
- U.S. Department of Commerce, 433 W. Van Buren Street, Room 1300, Chicago 7, Ill.
- (b) The synopsis of contract awards shall contain the following information:
- (1) The name and address of purchasing office;
- (2) A clear and concise description of the supplies or services being procured, such description to be followed by the contract number and date and, in parentheses, by the applicable number of the invitation for bids or request for proposals:
  - (3) The quantity of each item:
  - (4) The dollar amount of the award:
- (5). The name and full address of the contractor; and
- (6) When requested by the prime contractor, a statement of the industries, crafts, processes, or component items in or for which subcontracts are available and subcontractors are desired, together with the general area, if any, indicated by the prime contractor, such as Southeast States, West Coast, New England.

### § 1.1005 Paid advertisement in newspapers and trade journals.

#### § 1.1005-1 Scope.

Sections 1.1005 through 1.1005-12 implement 5 U.S.C. 22a; 44 U.S.C. 321, 322 and 324; and Title 7, Chapter 5200, General Accounting Office Policy and Procedures Manual for Guidance of Federal Agencies.

#### § 1.1005-2 Definition.

As used in §§ 1.1005 through 1.1005-12, "newspaper" means a publication printed and distributed at stated intervals to

convey news, and includes trade journals which carry news in addition to technical matter.

#### § 1.1005-3 General.

Generally, paid advertisements in newspapers shall not be used. However, when time will permit, the publication of essential details of invitations for bids in newspapers as paid advertisement may be authorized as indicated below, when necessary to secure effective competition, provided written authority to advertise has been obtained in advance.

#### § 1.1005-4 Limitation.

No advertisement of a proposed procurement shall be published in any newspaper published and printed in the District of Columbia unless the supplies are to be furnished for use, or the labor is to be performed, in the District of Columbia or in the adjoining counties of Maryland or Virginia.

#### § 1.1005-5 Authority and delegation.

Authority to approve the publication of paid advertisements in newspapers is vested by statute in the Secretary of each Department. This authority may be delegated by the Secretary in writing, by position designation, to subordinates within his Department. The delegation shall specify the limitations, if any, of the authority granted. Administrative duties involved in accomplishing the advertising may be assigned by the delegate to subordinates, by name or position, by suitable instruments in writing, personally signed by the delegate, setting forth the extent of the administrative duties involved. A copy of the instrument delegating authority to advertise and a copy of the instrument assigning administrative duties thereunder will either be attached to the first voucher submitted for payment or shall be forwarded immediately upon issuance to the General Accounting Office address to which records of the Department are submitted for audit purposes. Copies of such instruments shall also be attached to the duplicate voucher submitted to the paying office pursuant to § 1.1005-12.

#### § 1.1005-6 Requests for authority to place advertisement.

(a) Special or general authority to. place advertisements in newspapers must be secured in advance and as prescribed by each Department. Special authority authorizes the publication of a given advertisement a specified number of times in a designated newspaper or newspapers. General authority authorizes the publication during a fiscal year, as designated, of such advertisements for bids as may be required by the duties of officers engaged in making frequent purchases or contracts.

(b) Requests for authority to advertise shall specify the newspapers in which it is deemed advantageous to advertise.

#### § 1.1005-7 Preparation of advertisement.

(a) Except as provided in paragraph (b) of this section, all advertisements will be set solid, without paragraphing. in accordance with usual Government requirements, a sample of which is shown Order).

(b) When advertising to be set other than solid is purchased, the specifications for such advertising must be definite, clear, and specific. No allowance shall be made for paragraphing, for display leaded or prominent headings, unless specifically ordered, or for additional space required by the use of type other than that specified. Specifications for advertising other than solid will accompany the advertisement copy submitted to the published with the advertising order, and copies of both documents will be transmitted to the General Accounting Office with the voucher.

#### 1.1005-8 Insertions.

(a) Number of insertions. No greater number of newspapers or insertions shall be used in any case than is necessary to give proper and sufficient public notice. Ordinarily, advertisements will be given six insertions in daily or four insertions in weekly papers. Such insertions shall be placed in sufficient time prior to the date of opening of bids to allow interested bidders to obtain plans and specifications and prepare bids. In case of emergency, advertisements may be inserted one or more times, as time and circumstances permit.

(b) Limitations on time of publications. No authorization will be given for the publication of an advertisement bevond the morning of the day on which the opening of bids is to occur, and no payments will be made for continuing such publication beyond the period authorized.

#### § 1.1005-9 Rates.

Advertising may be paid for at rates not to exceed the commercial rates charged to private individuals, with the usual discounts.

#### § 1.1005-10 Proof of publication.

(a) Every voucher rendered for official advertising should be accompanied by a copy of each issue (or tear sheet) of the publication in which the advertisement appeared. However, if copies of the publications (or tear sheets) are not available, an affidavit of publication may be furnished in lieu thereof.

(b) Copies of publications (or tear sheets), or affidavits in lieu thereof, submitted as proof of publication shall be retained in the paying officer's files until settlement of his account by the General Accounting Office, after which they may be disposed of.

#### § 1.1005-11 Forms.

(a) Standard Form 1143 (Advertising Order) shall be signed by the person to whom authority to advertise has been delegated, or by the person to whom administrative authority to place the advertising has been assigned (see § 1.1005-5). In the latter case, the date and number of such instrument of assignment shall be put in the box on the standard form to the left of the signature. The date and number of the instrument delegating authority to advertise shall be put in the box in the upper right hand corner of the form. See

on Standard Form 1143 (Advertising § 1.1005-7, with reference to the composition of the advertising copy, in connection with the preparation of this form.

> (b) The public voucher will be prepared by publishers to bill their charges against the Department for advertising published in accordance with the advertising order (Standard Form 1143). The Public Voucher for Advertising (original) is printed on the reverse of the original advertising order (Standard Form 1143). The Public Voucher for Advertising (memorandum) is printed on the reverse of the memorandum advertising order (Standard Form 1143a). Separate instruments shall not be used for ordering advertising and the payment therefor. The instructions in § 1.1005-10 apply when this form is used.

#### § 1.1005-12 Payment.

Upon receipt of the public voucher. supported by proof of publication, from a publisher, the officer placing the advertisement will assemble and attach appropriate supporting documents (see § 1.1005-5), sign the second certificate on the reverse of Standard Form 1143. and submit the account in duplicate to the proper paying office for payment.

Revise paragraph (b) (1) in § 1.1105-1, and revise the last 3 sentences of § 1.1105-2, as follows:

#### § 1.1105-1 General.

(b) To encourage manufacturers to make timely arrangements for qualification tests of their products, contracting officers shall be governed by subparagraphs (1) through (3) of this paragraph.

(1) Synopsis of proposed procurement. The purchasing activity shall publicize the proposed procurement in the Synopsis, in accordance with § 1.1003 of this part, promptly upon receipt of the purchase requisition.

#### § 1.1105-2 Notice.

The above provision shall be appropriately modified and used in negotiated procurements. Contracting officer shall forward requests for qualification tests received from prospective contractors to the activity listed in the specification as being responsible for qualification. An interim reply shall be made to such prospective contractors advising them of the disposition of their request.

8. Revise §§ 2.206 and 2.408, revoke §§ 2.206-1, 2.206-2, 2.206-3, and 2.206-4, and revise § 2.408, as follows:

§ 2.206 Synopses of proposed procurements.

See § 1.1003 of this subchapter.

§ 2.206-1 Statement of policy. [Revoked]

§ 2.206-2 Supply of invitation for bids and request for proposals at purchasing offices.

[Revoked]

§ 2.206-3 Responsibility of small business specialists.

7

[Revoked]

tion report.

[Revoked]

§ 2.408 Synopses of contract awards. See § 1.1004 of this subchapter.

9. Revise §§ 3.106-1 and 3.106-2; in § 3.807-5, redesignate paragraphs (b) and (c) as (c) and (d) and add new paragraph (b); and in § 3.903-4, revise paragraph (b) (2), as follows:

§ 3.106-1 Synopsis of proposed procurements.

See § 1.1003 of this subchapter.

§ 3.106-2 Synopsis of contract awards. See § 1.1004 of this subchapter.

§ 3.807-5 Subcontracting.

(b) In the review of subcontracting there should be assurance that the contractors obtain competition, if available, from qualified sources in their award of subcontracts to the extent consistent with the procurement of the required services or supplies. Contractors shall be required to undertake appropriate price analysis (see § 3.807-3) in all significant subcontract transactions, and to undertake cost analysis (see § 3.807-4) if competition is not available or does not yield reasonable subcontract prices. Where the contracting officer's consent to subcontracts is required (see § 3.903), price or cost analysis shall be required as a condition to such consent.

#### § 3.903-4 Review of individual subcontracts.

(b) In reviewing subcontracts, careful and thorough evaluation is particularly necessary when:

(2) subcontracts are for items for which there is no competition or for which the proposed prices appear unreasonable (see § 3.807-5(b) of this part).

10. In § 7.103-12, add new sentence to paragraph (b), and add new §§ 7.104-24, 7.104-25, 7.104-26, 7.204-20, 7.303-13, and 7.403-14, as follows:

§ 7.103-12 Disputes.

(b) In procurements to be performed outside the United States, possessions and Puerto Rico, where it is anticipated that the contractor will be a foreign firm, insert the following clause:

In accordance with Departmental procedures, the foregoing clause may be modified to provide for intermediate appeal.

#### § 7.104-24 Government-furnished property.

In accordance with the requirements of § 13.502 of this subchapter, insert the appropriate Government-furnished Property clause.

#### § 7.104-25 Special tooling.

In accordance with the requirements of § 13.504 of this subchapter, insert the appropriate Special tooling clause.

§ 2.206-4 Individual procurement ac- § 7.104-26 Changes to make or buy program.

> In accordance with the requirements of § 3.902(d) of this subchapter, insert the clause set forth therein.

### § 7.204-20 Changes to make or buy pro-

In accordance with the requirements of § 3.902(d) of this subchapter, insert the clause set forth therein.

#### § 7.303-13 Changes to make or buy program.

In accordance with the requirements of § 3.902(d) of this subchapter, insert the clause set forth therein.

#### § 7.403-14 Changes to make or buy program.

In accordance with the requirements of § 3.902(d) of this subchapter, insert the clause set forth therein.

11. In § 8.602-6, redesignate paragraph (b) as (c) and add new paragraph (b) as follows:

#### § 8.602-6 Repurchase against contractors account.

(b) If the repurchase is for a quantity not in excess of the undelivered quantity terminated for default, the requirements of 10 U.S.C. 2304(a), with respect to formal advertising, are inapplicable. However, the contracting officer may use formal advertising procedures. If the contracting officer decides to negotiate the repurchase contract, he may either (1) use any authority listed in §§ 3.201 through 3.217 of this subchapter (10 U.S.C. 2304(a)(1)-(17)), as appropriate, or (2) if none of those authorities to negotiate are used, the contract shall identify the procurement as a repurchase in accordance with the provisions of the Default clause in the defaulted contract. If the repurchase is for a quantity in excess of the undelivered quantity terminated for default, the entire quantity shall be treated as new procurement.

12. In § 9.107-2, revise item (b) (1) and add item (j) to the "Patent Rights" clause contained in paragraph (b); in § 9.203-1, redesignate item (g) as (h) and add new item (g) to "Data" clause; redesignate item (h) as item (i) in § 9.203-2; redesignate item (i) as item (j) in § 9.203-3; and redesignate item (h) as item (i) in § 9.203-4, as follows:

§ 9.107-2 License rights; domestic contracts.

(b) Contract clause. \* \* \*

#### PATENT RIGHTS

(b) (1) The Contractor agrees to and does hereby grant to the Government an irrevo-cable, nonexclusive, nontransferable, and royalty-free license to practice, and cause to be practiced by or for the United States Government, throughout the world, each Subject Invention in the manufacture, use, and disposition according to law, of any article or material, and in the use of any method. Such license includes the practice of Subject Invention in the manufacture, use, and disposition of any article or material, in the use of any method, or in the performance of any service acquired by or for the Government or with funds derived

through Mutual Security Program of the Government or otherwise through the Government. No license granted herein shall convey any right to the Government to manufacture, have manufactured, or use any Subject Invention for the purpose of providing services or supplies to the general public in competition with the Contractor or the Contractor's commercial licensees in the licensed fields.

(j) The Contractor recognizes that the Government, or a foreign government with funds derived through the Mutual Security Program or otherwise through the United States Government, may contract for property or services with respect to which the vendor may be liable to the Contractor for royalties for the use of a Subject Invention on account of such a contract. The Contractor further recognizes that it is the policy of the Government not to pay in connection with its contracts, or to allow to be paid in connection with contracts made with funds derived through the Mutual Security Program or otherwise through the United States Government, charges for use of patents in which the Government holds a royalty-free license. In recognition of this policy, the Contractor agrees to participate in and make appropriate arrangements for the exclusion of such charges from such contracts or for the refund of amounts received by the Contractor with respect to any such charges not so excluded.

#### § 9.203-1 Basic data clause.

DATA

(g) The Contractor recognizes that the Government, or a foreign government with funds derived through the Mutual Security Program or otherwise through the United States Government, may contract for property or services with respect to which the vendor may be liable to the Contractor for charges for the use of Subject Data on ac-The Contractor count of such a contract. further recognizes that it is the policy of the Government not to pay in connection with its contracts, or to allow to be paid in connection with contracts made with funds derived through the Mutual Security Program or otherwise through the United States Government, charges for data which the Government has a right to use and disclose to others, or which is in the public domain, or with respect to which the Government has been placed in possession without restrictions upon its use and disclosure to others. This policy does not apply to reasonable reproduction, handling, mailing, and similar administrative costs incident to the furnishing of such data. In recognition of this policy, the Contractor agrees to participate in and make appropriate arrangements for the exclusion of such charges from such contracts or for the refund of amounts received by the Contractor with respect to any such charges not so excluded.

(h) Notwithstanding any provisions of this contract concerning inspection and acceptance, the Government shall have the right at any time to modify, remove, obliterate or ignore any marking not authorized by the terms of this contract on any piece of Subject Data furnished under this contract.

§ 9.203-2 Provisions for addition to basic data clause for use in supply contracts.

(i) Notwithstanding any Tables or Specifications included \*

§ 9.203-3 Limited rights provision for addition to basic data clause.

(j) That portion of the Subject Data delivered \* \* \*

§ 9.203-4 Provision for addition to basic data clause for use in contracts for experimental, developmental, or research work.

(i) Data need not be furnished for standard \* \* \*

13. A new Subpart C is added to Part 9, as follows:

### Subpart C—Foreign License and Technical Assistance Agreements

Sec. 9.301 General. 9.301-1 Background. Policy. 9.301 - 2Foreign license and technical as-9.302 sistance between the Government and domestic concerns. 9.303 Supply contracts between the Government and second sources. 9.304 Foreign license and technical asagreements between sistance domestic concern and foreign government or concern. 9.304-1 International traffic in arms regulations. 9.304-2 Review agreements.

#### § 9.301 General.

#### § 9.301-1 Background.

In furtherance of the Mutual Security Program, or for other national defense purposes, the Government may undertake to develop or encourage the development of, foreign additional sources of supply. The development of such sources may be accomplished by an agreement, often called a foreign licensing agreement or technical assistance agreement. wherein a domestic concern, referred to in this part as a "primary source", agrees to furnish to a foreign concern or government, herein referred to as a "second source," foreign patent rights; technical assistance in the form of data, know-how, trained personnel of the primary source, instruction and guidance of the personnel of the second source, jigs, dies, fixtures, or other manufacturing aids; and such other assistance, information, rights, or licenses as are needed to enable the second source to produce particular supplies or perform particular services. Agreements calling for one or more of the foregoing may be entered into between the primary source and the Government, a foreign government, or a foreign concern. The consideration for providing such foreign licenses and technical assistance may be in the form of a lump sum payment, or payments for each item manufactured by the second source, or both, an agreement to exchange data and patent rights on improvements made to the article or service, capital stock transactions, or any combination of these. The primary source's bases for computing such consideration may include actual cost, charges for the use of patents, data, or know-how reflecting the primary source's investment in development and engineering and production techniques, and the primary source's "price" for setting up a second source. Such agreements often refer to the compensation to be paid as a royalty or license fee whether or not patent rights are involved.

§ 9.301-2 Policy.

It is Government policy not to pay in connection with its contracts, and not to be paid in connection with contracts made with funds derived through the Mutual Security Program or otherwise through the United States, charges for use of patents in which it holds a royaltyfree license or charges for data which it has a right to use and disclose to others. or which is in the public domain, or which the Government has acquired without restriction upon its use and disclosure to others. This policy applies to foreign license and technical assistance agreements, first, in negotiating contract prices for foreign license and technical assistance contracts (§ 9.302) or supply contracts with second sources (§ 9.303). and second, in commenting on such agreements when they are referred to the Department of Defense by the Department of State pursuant to section 414 of the Mutual Security Act of 1954 and the International Traffic in Arms Regulations (§ 9.304).

## § 9.302 Foreign license and technical assistance contracts between the government and domestic concerns.

(a) Contracts between the Government and a primary source to provide technical assistance or patent rights to a second source for the manufacture of supplies or performance of services will, to the extent practicable, specify the rights in patents and data and any other rights to be supplied to the second source. Each contract shall provide in effect that, in connection with any separate agreement between the primary source (or any of its subcontractors) and the second source for patent rights or technical assistance relating to the articles or services involved in the contract, that:

(1) the primary source (and its subcontractors) will not make, on account of any purchases by the Government or by others with funds derived through the Mutual Security Program or otherwise through the Government, any charge to the second source (i) for royalties or amortization for patents or inventions in which the Government holds a royaltyfree license, or (ii) for data which the Government has a right to possess, use, and disclose to others, or (iii) for any technical assistance provided to the second source for which the Government has paid under a contract between the Government and the primary source;

(2) such separate agreement between the primary and second sources will conform to the requirements of the International Traffic in Arms Regulations (§ 9.304).

(b) The following factors, among others, shall be considered in negotiating the price to be paid the primary source under contracts within paragraph (a) of this section.

 The actual cost of providing data, personnel, manufacturing aids, samples, spare parts, etc.;

(2) The extent to which the Government has contributed to the development of the supplies or services, and to the

methods of manufacture or performance, through past contracts for research and development or for manufacture of the supplies or performance of the services; and

(3) The Government's patent rights and rights in data relating to the supplies or services and to the methods of manufacture or of performance.

### § 9.303 Supply contracts between the government and second sources.

In negotiating contract prices with a second source, including the redetermination of contract prices, or in determining the allowability of costs under a cost-reimbursement type contract with a second source, the contracting officer:

(a) Shall obtain from the second source a detailed statement of royalties, license fees, or other compensation paid or to be paid to a primary source (or any of his subcontractors) for patent rights, rights in data, and other technical assistance provided to the second source, including identification and description of such patents, data, and technical assistance; and

(b) Shall not accept or allow charges which in effect are (1) for royalties or amortization for patents or inventions in which the Government holds a royalty-free license, or (2) for data which the Government has a right to possess, use, and disclose to others, or (3) for any technical assistance provided to the second source for which the Government has paid under a contract between the Government and a primary source.

§ 9.304 Foreign license and technical assistance agreements between domestic concern and foreign government or concern.

### § 9.304-1 International traffic in arms regulations.

Pursuant to section 414 of the Mutual Security Act of 1954, as amended (22 U.S.C. 1934), the Department of State controls the exportation of data relating to articles designated in the United States Munitions List as arms, ammunition, or munitions of war. (The Munitions List and pertinent procedures are set forth in the International Traffic in Arms Regulations, 22 CFR, 121 et seq.) Before authorizing such exportation, the Department of State generally requests comments from the Department of Defense. Each Military Department will, on request of the Office of the Assistant Secretary of Defense (International Security Affairs), submit comments thereon as the basis for a Department of Defense reply to the Department of State. Such comments will be prepared in the light of the following excerpt from the International Traffic in Arm Regulations:

§ 124.3 Required provisions in agreements. (a) Proposed technical assistance or manufacturing license agreements which may involve the transfer or interchange of technical data (see §§ 121.8 and 121.9 of this chapter) should set out in detail the terms and conditions of such transfer or interchange and define in precise terms the following:

(1) The equipment and technology involved.

- (2) The scope of the information to be furnished.
- (3) The period of duration of the agreement.
  - (4) Statement of ownership.
- (b) It is the general policy of the United States Government not to pay in connection with its purchases, or allow to be paid in connection with purchases made with Mutual Security Program funds, a charge for patent rights in which it holds a royalty-free license, or for technical data which it has a right to use and disclose to others for purposes of the Mutual Security Program, or which is in the public domain, or with respect to which it has been placed in possession without restriction upon its use and disclosure to others. Reasonable charges for reproduction, handling, mailing, and other similar administrative costs do not fall within this policy.

Pursuant to the above policy, agreements generally will not be approved unless written in such a way that (1) purchases of items by or for the United States Government or with funds derived through the Mutual Security Program, will not include a charge (a) for technical data in the possession of the United States Government, or in which the United States Government has a right to possession, and regarding which there is no prohibition against use by the United States Government and disclosure to others and (b) for royalties or amortization for patents or inventions in which the United States Government holds a royalty-free license; and (2) the license rights transferred by such agreements will be subject to existing rights of the United States Government.

#### § 9.304-2 Review of agreements.

- (a) In reviewing foreign license and technical assistance agreements between domestic concerns and foreign governments or concerns, the Military Department concerned shall, insofar as its interests are involved, indicate whether the agreement meets the requirements of § 124.3 of the International Traffic in Arms Regulations (22 CFR 124.3) (§ 9.304-1) or in what respects it is deficient. Paragraphs (b) through (g) of this section provide general guidance for such review.
- (b) Where it is reasonably anticipated that the Government will purchase from the second source the supplies and services involved in the agreement or that Mutual Security Program funds will be provided for the purchase of the supplies or services:
- (1) IT may suffice to fulfill the requirements of § 124.3(b) (22 CFR 124.3), quoted in § 9.304-1, so far as the Department of Defense is concerned, if:
- (i) The agreement is so written that:
  (a) The second source is required to advise the primary source when it has knowledge of any purchase made by or to be made from it by or for the Government or with funds derived through the Mutual Security Program or otherwise through the Government; and
- (b) The second source agrees in the event of any such purchase to reflect in the purchase price of the article or service any reduction in the charges specified in the agreement, which is made by the primary source in respect to such purchase; and

- (ii) The primary source agrees with the Government that upon advice to him from the second source, or from the Government or otherwise, as to any such purchase or prospective purchase, he will negotiate with the Department concerned an appropriate reduction in his charges to the second source in recognition of any Government rights in patents or data.
- (2) If the agreement provides that no charge is being made to the second source for data or patent rights in which the Government has rights, or that no charge is being made to the extent of the Government's rights, the Department should:
- (i) Before indicating its approval, evaluate the acceptability of such provision, or
- (ii) Explicitly condition its approval on the right to evaluate the acceptability of such provision at a later appropriate time
- (c) Where it is reasonably anticipated that the Department will procure from the second source supplies or services involved in the agreement, or that Mutual Security Program funds will be provided for the procurement of the supplies or services:
- (1) If the agreement specifies a reduction in charges thereunder, with respect to purchases by or for the Government or by others with funds derived through the Mutual Security Program or otherwise through the Government, in recognition of the Government's rights in patents and data, the Department should, before indicating its approval, evaluate the amount of the reduction to determine whether it is fair and reasonable in the circumstances.
- (2) If the agreement does not specify any such reduction in charges or otherwise fails to give recognition to the Government's rights in the patents or data involved, a recommendation should be made, as a condition to approval, that the agreement be amended to reflect a reduction acceptable to the Government in any charge thereunder with respect to purchases made by or for the Government or by others with funds derived through the Mutual Security Program or otherwise through the Government, in accordance with § 124.3(b) (22 CFR 124.3), quoted in § 9.304-1.
- (3) If the agreement provides that no charge is being made to the second source for data or patent rights in which the Government has rights, or that no charge is being made to the extent of the United States rights, the Department should, before indicating its approval, evaluate the acceptability of such provision.
- (4) If time or circumstances do not permit the evaluation of the reduction in charges provided for in the agreement as called for in subparagraph (1) of this paragraph, or the specifying of such a reduction as called for in subparagraph (2) of this paragraph, or the evaluation of the provision that no charge is made as called for in subparagraph (3) of this paragraph, the guidance in paragraph (b) of this section may be followed.
- (d) Where there is a technical assistance contract between the primary source and the Government related to

- the separate agreement between the primary and second sources that is under review, such separate agreement should reflect the arrangements contemplated with respect thereto by the Government's technical assistance contract.
- (e) Every agreement should provide that any license rights transferred by the agreement are subject to existing rights of the Government.
- (f) In connection with every agreement within paragraph (c) of this section, a request should be made to the primary source to identify the patents, data, and other technical assistance to be provided to the second source by the primary source or any of his subcontractors; to identify any such patents and data in which, to the knowledge of the primary source, the Government may have rights; and to segregate the charges made to the second source for each such category or item of patents, data, and other technical assistance. Reviewing personnel will verify or obtain such information from Governmental sources so far as practicable.
- (g) The Department concerned should make clear that its approval of any agreement does not necessarily recognize the propriety of the charge or the amount thereof or constitute approval of any of the business arrangements in the agreement, unless the Department intends by its approval to commit itself to the fairness and reasonableness of a particular charge or charges. In any event, such a disclaimer should be made to charges or business terms not affecting either the Government or any purchase made with funds derived through the Mutual Security Program or otherwise through the Government.
- 14. Revise §§ 10.102 and 10.502 as follows:

#### § 10.102 Bid bonds.

Bid bonds may be required when, and only when, the solicitation of bids for a contract to be entered into as a result of formal advertising specifies that the contract is to be supported by a performance bond or by performance and payment bonds. Whenever a bid bond is required, the penal sum thereof shall be not less than 20 percent of the bid price except that the maximum amount required shall be \$3,000,000.

#### § 10.502 Self-insurance.

Qualified programs of self-insurance covering any kind of risk may be approved where an examination of the program indicates that its application to the cost-reimbursement type contract is in the best interests of the Government. However, a program of self-insurance for workmen's compensation in any jurisdiction where workmen's compensation does not completely cover employers' liability to employees may be approved only if:

- (a) The contractor also maintains an approved program of self-insurance for any employers' liability which is not so covered, or
- (b) The contractor shows that the combined cost to the Government of self-insurance for workmen's compensation and commercial insurance for employers'

liability will not exceed the cost of covering both kinds of risks by commercial insurance.

15. In § 12.404-6, revise paragraph (a); revise §§ 16.401, 16.401-1 and 16.803-1, as follows:

#### § 12.404-6 Payrolls and statements.

(a) Submission. Within 7 calendar days after the regular payment date of the payroll week covered, the contractor is required to submit, or cause to be submitted for himself and his subcontractors, (1) copies of certified weekly payrolls in compliance with Clause (4) of § 12.403-1 and (2) weekly payroll statements in compliance with Clause (5) of § 12.403-1. (See § 16.803-1(c) of this subchapter.)

## § 16.401 Standard Forms 19, 19A, 20, 21, 22, 23, 23A, and DD Form 1260.

#### § 16.401-1 General.

The following forms are prescribed for use in formally advertised construction contracts where the work is to be performed in the United States and its possessions:

- (1) Standard Form 19—Invitation, Bid and Award (Construction, Alteration, or Repair).
- (2) Standard Form 19A—Labor Standards Provisions—Applicable to Contracts in excess of \$2,000.
- (3) Standard Form 20—Invitation for Bids (Construction Contract).
- (4) Standard Form 21—Bid Form (Construction Contract).
- (5) Standard Form 22—Instructions to Bidders (Construction Contract).
- (6) Standard Form 23—Construction Contract.
- (7) Standard Form 23A—General Provisions (Construction Contract).
- (8) DD Form 1260—Amendment to Invitation for Bids, on an optional basis.
- (9) Continuation Sheet.—There is no prescribed form of Continuation Sheet for construction contracts. A blank sheet, incorporating (i) the contract or invitation number, as appropriate, (ii) page number and number of pages, and (iii) name of bidder or contractor may be used for this purpose. Standard Form 36, Continuation Sheet (Supply Contract) shall not be used for construction contracts.

#### § 16.803-1 Construction contracts.

- (a) Department of Labor Form DB-11 (Request for Determination) shall be used in accordance with the provisions of § 12.404-2 of this subchapter, for the submission of requests for the determination of wage rates by the Secretary of Labor.
- (b) Standard Form 1093 (Schedule of Deductions from Payments to Contractors) shall be used in accordance with the provisions of § 12.404-9 of this subchapter, to report deductions against payment vouchers of contractors on account of failure to comply with labor laws, regulations and clauses.
- (c) (1) The weekly payroll statement required by the contract clauses prescribed by § 12.403-1 or § 12.403-4 of this subchapter, should be in one of the following forms:
- (i) "Payroll (For Contractor's Optional Use)," Form Sol. 184 (4-30-59) U.S. Department of Labor.

(ii) "Contractor's Weekly Payroll Statement." DD Form 879.

(iii) The contractor's own combined payroll-statement form, provided the statement is reproduced in exactly the language of Form Sol. 184 or DD Form 879 and the signer certifies on the statement: "The language of this statement is exactly the language of \_\_\_\_\_."

(2) When the contract clauses prescribed by § 12.403-2 of this subchapter are applicable, contractors shall submit the weekly payroll statement but should omit or delete paragraphs (2) and (3).

- (3) A supply of DD Forms 879 may be furnished to the contractors for their use. Forms Sol. 184 may be purchased from the Government Printing Office.
- 16. Appendix B, contained in § 30.2, is changed in the following respects: Items 206 and 207.3 are revised; in item 303.1(b), revise subdivision (xiii) and revoke subdivision (xvi); in item 402.2, revise paragraphs (a) and (b), as follows:
- § 30.2 Appendix B—Manual for control of Government property in possession of contractors.

206. Segregation or commingling of Government property and contractor's property. Ordinarily Government property, particularly material, will be segregated and kept physically separate from contractor-owned property at all times. There will be occasions, however, where commingling of property would be advantageous to the Government. Commingling may be allowed in the following types of cases:

(a) Where a production line is engaged solely in Government work, contractor and Government special tooling and plant equipment may be commingled. Normally no approval is required for commingling in this category, but the property administrator may prohibit it at his discretion if it is considered not to be in the best interest of the Government.

(b) Where Government-furnished special tooling or plant equipment is held by a contractor in storage, pending its use under a production contract, the property administrator may give permission in writing for commingling with contractor property.

(c) Where approved by the property ad-

(c) Where approved by the property administrator in connection with research and development contracts.

(d) Any commingling, other than that set forth herein, may be permitted by the property administrator upon the approval of the cognizant Department in accordance with Departmental procedures.

207.3 Joint physical inventories or selective examinations under 207.1 and 207.2. (a) The property administrator may, at his discretion, require physical inventories to be taken jointly by his designated representatives and the contractor.

(b) In lieu of a joint physical inventory, selective examinations of the inventory being taken by the contractor may be made when the property administrator determines that such procedure is more economical and will adequately protect the interests of the Government. When selective examinations are made they must embrace a representative number of items in the account and must adequately cover, by class and price range, all Government property involved.

303.1 Records of specific contracts where property is involved.

(b) The property administrator shall maintain a record of each contract assigned to him for property administration. That record shall contain the following minimum information:

(xiii) Records of property inspections during production and usage analyses performed.

(xiv) Record of any deficiencies found in property control and the corrective action taken.

(xv) Interim and final clearance data for Government property.

(xvi) [Revoked]

402.2 Contractor's liability. Subject to the terms of the contract, the contractor may be liable when shortages of Government property are disclosed or when Government property is lost, damaged, or destroyed, or when there is evidence of unreasonable use or consumption of Government property as measured by the allowances provided for by the terms of the contract or the appropriate bill of materials.

(a) The property administrator will require the contractor to report to him in all cases of loss, damage, or destruction of Government property in his possession, as soon as such fact becomes known. The property administrator will forward such report to the contract administrator, together with his own report of the facts of the case and his recommendations thereon. If the contract administrator is the contracting officer, or a designated representative of the contracting officer for that purpose, he will thereupon determine the contractor's liability in accordance with the terms of the contract; otherwise he will forward the papers to the contracting officer, who will make such determination. In making any such determination, consideration will be given to the reports and recommendations submitted and to any additional facts which the contractor may submit. The contractor and the property administrator shall be furnished with a written copy of such determination. A copy shall be held in the files of the contract administrator.

(b) When inventory adjustments or usage analyses disclose consumption of property which is considered unreasonable by the property administrator, or when instances of losses, damages to, or destruction of Government property, which have not been reported by the contractor, are discovered by the property administrator, he shall prepare a statement of the items and amount of loss involved. This statement shall be furnished the contractor for investigation and written justification. Further procedure shall be in accordance with that prescribed in subparagraph (a) above.

17. Appendix C, contained in § 30.3, is changed in the following respects: Item 202 is revised; revise subdivisions (i) and (ii) in item 203(f); revise items 210 and 211.3; in item 213.1(b), revise subdivisions (xiii), (xvi) and (xvii), and revoke subdivision (xviii); revise item 301 and the opening portion of item 306; revise items 308, 309, and the opening portion of item 310, as follows:

§ 30.3 Appendix C—Manual for control of Government property in possession of non-profit research and development contractors.

202. Designation of property administrator. (a) A property administrator shall be designated for each Government contract involving Government property. In appropriate cases the contract administrator may be assigned the additional duty of property administrator. An assistant property administrator.

ministrator may be appointed for specific contracts. The property administrator will not be required to post a bond by virtue of the duty as property administrator.

- (b) It is the policy of the Department of Defense that a single property administrator shall be designated for all Department of Defense contracts performed at one location by a contractor. Within each Military Department, responsibility for the direction, administration and review of the property administration interchange program shall be assigned to a single office at the Department level. This office, designated to direct and administer the program, shall have the following responsibilities:
- (1) Implementation of pertinent Department of Defense directives, instructions and regulations.
- (2) Review of field contract administration activities for compliance with Department of Defense and Departmental directives pertinent to the property administration interchange program.
- (3) Resolution of intra-departmental interchange problems.
- (4) Resolution of inter-departmental interchange problems.
- (c) Property administration interchange agreements shall be negotiated only by those offices administering current contracts or orders with the contractors. Property administration interchange agreements shall be effected at the field level between representatives of the procuring activities having contract administration responsibility. In formulating such agreements, the following factors, among others, shall be considered.
- Comparative value and types of Government property in the possession of the contractor and the Government property yet to be provided under Government contracts.
- (2) Existence of a resident property administrator or accessibility of an itinerant property administrator.
- (3) Other contract administration functions which may have a bearing on property administration such as quality control, industrial mobilization planning and audit cognizance.
- (d) Based on the above factors, when two or more offices are equally concerned, with property administration at a contractor's location, that office which has contracts or orders that indicate the greatest continuous duration of future interest in Government property shall be given primary consideration for property administration cognizance. When all contracts or orders of the Department designated to perform property administration have been completed at a contractor's location, that Department shall cease to have cognizance at that locafor Government property are scheduled to expire within a succeeding three-month period. When all contracts or order of the scheduled to the sc Department designated to perform property administration have been completed at a contractor's location where other Departments continue to perform contracts or orders which are not scheduled to expire within a succeeding three-month period, property administration cognizance shall be determined by negotiation between those Departments which continue to perform contracts or orders providing for Government property with the suppliers. When a Depart-ment that previously had no contracts at a contractor's location at the time the existing property administration interchange agreement was made acquires a contract providing for Government property of greater continuous duration of future interest than those involved in the existing agreement, the cognizance agreement shall be reviewed and either confirmed or revised by a new agreement.
- (e) When the Departments are unable to reach property administration interchange agreements, those unresolved property administration assignments shall be referred

to the Assistant Secretary of Defense (Supply and Logistics) for resolution.

- (f) Property administration functions required by the Armed Services Procurement Regulation will be performed by the designated property administrator who will generally follow his current operating procedures in performing property administration. Each Department will provide the designated property administrator with manuals, instructions, and directives pertaining to reports and documentation required by contractural provisions. Documents and records required by this Appendix C for property administration of current contracts, subcontracts, and purchase orders involving Government property will be provided to the designated property administrator prior to the effective date of an agreement. Copies of such contracts, subcontracts, and purchase orders and amendments thereto or extracts of property provisions thereof will accompany the transmittal. The name of the individual designated as property administrator for such contracts will be furnished to the procuring activity performing contract administration. New contracts, subcontracts, purchase orders and amendments thereto or extracts of property provisions thereof where Government property is involved will be transmitted to the designated property administrator.
  (g) The designated property administrator
- (g) The designated property administrator may correspond directly with the contractor and appropriate Department of Defense personnel on matters pertaining to Government property. The contract administrator will keep the property administrator informed as to all communications, correspondence, and actions affecting property matters under the assigned contract.
- (h) Property administration interchange agreements shall be in the general format shown below. Where required, appendices shall be added thereto.
- 1. Purpose. This is a local interchange agreement providing for property administration at the designated contractor's location by (Department-procurement office) in accordance with ASPR C-202.
- 2. Effective date. This agreement becomes

(Signature of authorized representatives of Departments concerned)

203. Duties and responsibilities of the property administrator.

(f) He will observe the following procedure in connection with loss, damage, and destruction of Government property in the possession of the contractor:

(i) He will require the contractor to report to him all cases of loss, damage, or destruction of Government property in his possession, as soon as such fact becomes known. He will forward such report to the contract administrator, together with his own report of the facts of the case and his recommendation thereon. If the contract administrator is the contracting officer, or a designated representative of the contracting officer for that purpose, he will thereupon determine the contractor's liability, in accordance with the terms of the contract; otherwise he will forward the papers to the contracting office, who will make such determination. In making any such determination, consideration will be given to the reports and recommendations submitted and to any additional facts which the contractor may submit. The contractor and the property administrator shall be furnished with a written copy of such determination. A copy shall be held in the files of the contract administrator.

(ii) When inventory adjustments or usage analyses disclose consumption of property which is considered unreasonable by the property administrator, or when instances of losses, damages to, or destruction of Government property which have not been reported by the contractor, are discovered by the property administrator, he shall prepare a statement of the items and amount of loss involved. This statement shall be furnished the contractor for investigation and written justification. Further procedure shall be in accordance with that prescribed in (i) above.

210. Segregation or commingling of Government property and contractor's property. Ordinarily Government property, particularly material, should be segregated and kept physically separate from contractor-owned property at all times. There will be occasions, however, where commingling of property would be advantageous to the Government. The property administrator should consider and arrange with the contractor plans for segregation and commingling of property. This agreement reached with respect to commingling shall be reduced to writing by the property administrator. Commingling may be allowed in the following types of cases:

(i) Where each commingling is approved by the property administrator; and

(ii) Where the Government property involved is plant equipment, special tooling or minor plant equipment which is clearly identified or marked as Government property and is supported by appropriate control records.

211.3 Inventories and selective examinations by the property administrator. (a) The property administrator may, at his discretion, join with the contractor in taking of any inventory required to be made by the contractor.

(b) The property administrator should make selective examinations of the inventory being taken by the contractor when he determines that such procedure is necessary to protect the interests of the Government. When selective examinations are made they must embrace a representative number of items in the account and must adequately cover, by class and price range, all Government property involved.

213.1 Records of Specific Contracts Where Property Is Involved.

- (b) The property administrator shall maintain a record of each contract assigned to him for property administration. That record shall contain the following minimum information:
- (xiii) Records of property inspections during production and usage analyses performed;

(xvi) A file of all documents evidencing receipt of Government-furnished property by the contractor where required in accordance with C-305: and

(xvii) A file containing copies of all instruments affecting relief from responsibility for Government property.

(xviii) [Revoked]

301. General. The contractor shall be directly responsible for and accountable for all Government property in accordance with the provisions of the contract. The contractor shall maintain and make available such records as are required by Part III of this Manual and must account for all Government property until relieved of responsibility therefor in accordance with the procedures as set forth hereinafter. Liability for loss, damage, or excessive use of property

in a given instance will necessarily depend upon all circumstances surrounding the particular case and must be considered and determined in accordance with the provisions of the contract. The contractor shall furnish all necessary data substantiating any request for discharge from responsibility.

306. Property control records. The Contractor shall maintain proper control over all Government property in accordance with methods which have been established by the contractor and approved by the property administrator consistent with the following:

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308. Segregation and commingling. The contractor shall keep Government property segregated, except where commingling is approved by the property administrator as being to the mutual benefit of the Government and the contractor, or where the Government property involved is plant equipment, special tooling or minor plant equipment which is clearly identified or marked as Government property and is supported by appropriate control records.

309. Inventories. (a) Interim physical inventory. The contractor shall take a physical inventory of Government property whenever required by the property administrator, but such inventory shall not normally be required of the cnotractor more often than once a year. The inventory shall show the quantity and monetary value of each item of property inventories, and shall normally be limited to materials and minor equipment held in stocks and stores, and plant equipment. It shall be classified by categories of whatever items are inventories, such as material, special tooling, minor equipment, plant equipment, etc.

plant equipment, etc.

(b) Joint physical inventory and selective examinations. The property administrator, if he desires, may join with the contractor in taking the inventory required to be taken by the contractor. The property administrator shall have the right to take an inventory or make selective examinations, whenever he deems it necessary to protect the Government's interest.

(c) Terminal physical inventory. The contractor shall take upon completion or termination of the contract, a physical inventory adequate for disposal purposes of all Government property applicable to the contract in the custody, control, or possession of the contractor. The inventory shall be prepared on both a quantitative and monetary basis and be classified by categories, such as material, special tooling, minor equipment, plant equipment, etc. Standard items that have been modified may be described as standard items, with a general description of the modification. Items that have been constructed, such as test equipment, should be described in sufficient detail to permit a potential user to determine whether they are of sufficient interest to warrant further inspection.

310. Control of scrap and salvage. Procedures for the control of scrap and salvage shall not be required unless the property administrator determines that the scrap or salvage is substantial in amount and the Government is not receiving sufficient benefits from the use or disposal thereof in which event the following procedures shall be applicable:

[ASPR Rev. 52, 15 March 1960] (Sec. 2202, 70A Stat. 120; 10 U.S.C. 2202. Interpret or apply secs. 2301-2314, 70A Stat. 127-133; 10 U.S.C. 2301-2314).

R. V. LEE,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 60-3324; Filed, Apr. 12, 1960; 8:45 a.m.]

### Title 39—POSTAL SERVICE

Chapter I—Post Office Department
PART 27—FEDERAL GOVERNMENT
MAIL AND FREE MAIL

#### Mail Classification of Federal Government Mail and Free Mail

The regulations of the Post Office Department in Part 27—Federal Government mail and free mail—are amended as follows:

#### § 27.2 [Amendment]

I. In § 27.2 Executive and judicial officers, make the following changes:

A. In subparagraph (2) of paragraph (c) strike out "Airways Modernization Board, Defense Mobilization Office of, National Advisory Committee for Aeronautics", where they appear therein, and insert in proper alphabetical order the following additional departments and agencies authorized to use "Postage and Fees Paid" mail:

Agriculture, Department of. Alaska Int'l. Rail and Highway Commission.

Bureau of Prisons.
Defense, Office of Secretary of.
Federal Aviation Agency.
Federal National Mortgage Ass'n.
Housing and Home Finance Agency.
Immigration and Naturalization Service.
National Aeronautics and Space Agency.
Tax Court of the United States.
U.S. Courts.

U.S. Court of Customs and Patent Appeals, U.S. Court of Military Appeals.

U.S. Supreme Court.

Note: The corresponding Postal Manual Section is 137,23b2.

B. Subparagraph (3) of paragraph (d) is amended for the purpose of clarification to read as follows:

(d) Restrictions of use. \* \* \*

- (3) Airmail and the special services may not be given official mail in penalty envelopes without prepayment of air postage or prepayment of the appropriate fee for the special service requested. Exception: Penalty envelopes containing urgent official communications of the Postal Service may be sent airmail, or as registered, certified or special delivery mail without prepayment of the postage or fees.
- C. Paragraph (e) is amended for the purpose of clarification to read as follows:
- (e) Weight and size limits—(1) Weight—(i) Penalty mail. No article. or package of official matter, or number of articles or packages of official matter. constituting in fact a single shipment exceeding 4 pounds may be admitted to the mail under the "penalty privilege" except stamped paper and supplies sold or used by the Postal Service, and books or documents published or circulated by order of Congress when mailed by the Superintendent of Documents. Official matter in packages exceeding 4 pounds, if otherwise mailable, will be accepted on payment of postage at the fourth-class rates within the limits of weight prescribed for such matter. (See § 25.3(a) of this chapter.) Such parcels may be

sealed or unsealed, and may include written matter when mailed at those rates. Official matter of the Postal Service, and books and documents circulated by order of Congress when mailed by the Superintendent of Documents, may weigh up to 70 pounds.

(ii) Postage and Fees Paid mail. Minimum weight same as § 25.3(a) of this chapter.

(iii) Prepaid Government mail. Minimum weight same as § 25.3(a) of this chapter.

(2) Size. There is no size limit prescribed for penalty mail. Other matter is subject to the size limits prescribed in § 25.3(b) of this chapter.

Note: The corresponding Postal Manual Section is 137.25.

#### § 27.3 [Amendment]

II. In § 27.3 Mail to government departments, insert "(See § 27.2(a) regarding postage reimbursement)" immediately following the last sentence of paragraphs (a) and (b).

Note: The corresponding Postal Manual Sections are 137.31 and 137.32.

III. § 27.4 State employment security mailings, is amended to show that State employment security mailings are now mailed as "Postage and Fees Paid" matter. As so amended, § 27.4 reads as follows:

### § 27.4 State employment security mailings.

All mail of State employment security offices cooperating with the Department of Labor, that bears in the upper left corner of the address side the words "Official Business" printed immediately below the name and address of the State employment agency, and in the upper right corner the words "Postage and Fees Paid", will be accepted without prepayment of postage or fees. Postage and fees chargeable are collected periodically under a special arrangement with the Post Office Department. Such matter will be given the service indicated on its cover.

Note: The corresponding Postal Manual Section is 137.4.

(R.S. 161, as amended, 396, as amended, secs. 5, 6, 19 Stat. 335, 336, as amended, secs. 301–306, 62 Stat. 1048, 1049, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 321, 3211–321n)

[SEAL] HERBERT B. WARBURTON,
General Counsel.

[F.R. Doc. 60-3353; Filed, Apr. 12, 1960; 8:50 a.m.]

## PART 61—MONEY ORDERS International Money Order Service

The regulations of the Post Office Department in § 61.2 How to buy an international money order, are amended for the purpose of clarification, and to bring up to date the list of countries where money-order service is available. As so amended, § 61.2 reads as follows:

§ 61.2 How to buy an international money order.

(a) Where to buy. International money orders may be purchased at al-

most all first-class post offices. Some second-, third-, and fourth-class post offices have been designated to provide this service. International money orders will be issued to addressees in those countries that have agreed with the United States to conduct such business.

(b) Making application. (1) Apply for an international money order on Form 6701.

(2) For the following countries, the domestic money order form is used and there is no application form: Antigua, Bahamas, Barbados, Bermuda, British Honduras, British Virgin Islands, Canada, Canal Zone, Cuba, Dominica, Grenada, Jamaica, Montserrat, Nevis, Saint Kitts, Saint Lucia, Saint Vincent, Tobago and Trinidad.

(3) For money order service to European, African and Asiatic countries, use the international money order form. In some cases, the order is written in foreign currency. In most cases, the amount is written in United States dollars and converted into foreign currency in the country where payable.

(4) Purchasers must use Form 6083 "Supplemental International Money Order Advice" written in the foreign language when they send money orders payable in Greece, Lebanon, Syria, Yugoslavia and Japan.

(5) When the international money order form is used, purchasers will be given a receipt. The postmaster will arrange for sending the order abroad.

(6) Purchasers must state the following details in their application regarding the payee: full name, exact address, name of city, town or village; name of the canton, department or district, as the case may be. If the payee is a woman, state whether single, married, or a widow.

(c) Refunds. The amounts of orders sent on the international form may not be repaid here until authorized by the foreign postal department.

(d) Countries where service is available on direct exchange basis. (Orders are paid direct by the designated country.)

Austria.
Belgium.
British Guiana.
Chile.
China, Republic of (Formosa).
Colombia.
Commonwealth of Australia consisting of:
New South Wales.
Queensland.
South Australia,
Tasmania.
Victoria.
Vestern Australia.
Costa Rica.
Czechoslovakia (except Province of F

Czechoslovakia (except Province of Ruthenia).

Denmark.

Egypt (United Arab Republic).

Finland. France.

Argentina.

Germany (American, British and French zones of Germany and Western Sector of Berlin only).

Great Britain and Northern Ireland.

Greece. Guatemala. Hungary. Iceland. Ireland.
Italy.
Japan.
Lebanon (Republic of).
Luxemburg.
Mexico.
Netherlands.
New Zealand.
Norway.
Peru.
Philippines (Republic of).

Rvukvu Islands.

Salvador.

Surinam.
Sweden.
Switzerland.
Syria.¹
Tunis.
Union of South Africa consisting of:
Cape of Good Hope.
Natal and Zululand.
Orange Free State.
The Transvaal.
United Arab Republic (Egyptian Territory).
Uruguay.
Vatican City.
Yugoslavia.

(e) Countries where service is available on indirect exchange basis. (Orders are paid in the designated country through an intermediary country which reserves the right to deduct a fee for the service.)

1.6110 to acador witco for one service.	Basis: Through inter-
Country or locality	mediary of—
Aden (including Kamaran Island)	Great Britain.
Aegean Islands (see Dodecanese Islands)	
Aitutaki, Cook Islands	
Algeria	France.
Andaman Islands	Great Britain,
Aruba (Netherlands Antilles)	Netherlands.
Azores 2	Great Britain.
Baluchistan (see Pakistan)	
Basutoland	Union of South Africa.
Bechuanaland, British	Do.
Bechuanaland Protectorate	Do.
Belgian Congo	Belgium.
Bonaire .(Netherlands Antilles)	Netherlands.
Borneo, North	Great Britain.
British Becuanaland	Union of South Africa.
British Cameroons: Bamenda, Buea, Kumba, Mamfe, Tiko, Victoria	Great Britain.
British Somaliland (see Somaliland Protectorate)	Do.
Burma	
Cameroun, State of	France.
Cameroons, British: Bamenda, Buea, Kumba, Mamfe, Tiko, Victoria.	Great Britain.
Central African Republic (Oubanghi-Chari)	
Ceylon	
Chad, Republic of (Tchad)	
Chios (Dodecanese Islands)	Greece.
Comoro Islands	France.
Congo, Republic of (Moyen "Middle" Congo)	
Cook Islands: Aitutaki, Rarotonga	New Zealand.
Corsica	France.
Cos (Dodecanese Islands)	
Crete	Do.
Curacao (Netherlands Antilles)	Netherlands.
Cyprus: Famagusta, Kyrenia, Larnaca, Lefka, Lefkara, Lefkoniko,	Great Britain.
Dimassol, Morphou, Nicosia, Paphos, Pedhoulas, Platres, Polis,	
Troodos, Yialousa. (Pedhoulas, Platres, and Troodos are summer	
offices only).	
Dahomey, Republic of	France.
Dodecanese Islands: Astypalaia, Kalymnos (Calino, Calymnos),	Greece.
Karpathos (Scarpanto), Kassos, Kastellorizon, Cos, Leros (Lero),	
Nissyros (Nisiro), Patmos, Rhodes (Rodi), and Symi.	•
Ellice Islands	New South Wales.
Falkland Islands: Stanley	Great Britain.
Fanning Islands	New Zealand.
Faroe Islands	Denmark.
Fiji Islands	Great Britain.
French Cameroon (see Cameroun, State of)	
French Equatorial Africa (see Central African Republic, Chad,	Do.
Congo and Gabon Republic).	•
French Quiana	Do.
French Oceania (see Polynesia)	Do.
French Sudan (see Soudanese Republic)	Do.
French Togoland (see Togo)	Do.
French West Africa (see Dahomey, Soudanese Republic, Ivory Coast, Mauritania, Niger, Senegal, Volta Republic).	Do
Friendly Islands (or Tonga Islands)	
Gabon Republic	new South Wales.
Gambia: Barre (paid through Bathurst), Basse, Bathurst, Cape St.	France.
Marr (paid through Bathurst), Basse, Bathurst, Cape St.	Great Britain.
Mary (paid through Bathurst), Georgetown, Kunta-Ur, Macarthy Island (paid through Georgetown).	
Ghana	D-
Gibraltar	Do. Do.
Gilbert and Ellice Islands Colony	Now South Wales
Diane Diane Outerly	new bount wates.

<sup>&</sup>lt;sup>1</sup> Syria comprises Aleppo, Damascus, Euphrates, Hama, Hauran, Homs, Jebel Druze, Jezireh and Latakia.

<sup>&</sup>lt;sup>2</sup> The maximum amount which may be sent on any one day by the same purchaser is £40.

Country or locality	Basis: Through inter- mediary of—	Country or locality	Basis: Through inter- mediary of—
GuadeloupeIndia	France. Great Britain.	Protectorate of Somaliland	France.
Iraq	Do.	Rarotonga (Cook Islands)	New Zealand.
Islamic Republic (see Mauritania)	France.	Reunion Island	France,
Ivory Coast, Republic of	Ď.	Rhodes (Dodecanese Islands)	Greece.
Kalymnos (Dodecanese Islands)	Greece.	Rhodesia (Northern and Southern)	Union of South Airlea.
Kamaran Island (Aden)	Great Britain.	Rogrigues Island of Section Se	Germann.
Kanya	Greece.	Saba (Netherlands Antilles)	Netherlands.
Dodecanese Islands	Greece		Do.
Lesbos (Dodecanese Islands)	Do.	Saint Helena	Great Britain.
Liechtenstein, Principality of	Switzerland.	Antilles)	Netherlands.
Madagascar (Malgache Republic)	France.	Saint Pierre and Miquelon	France.
Maderia Islands 1	Great Britain.	Samoa (Western)	New Zealand.
Makatea (Polynesia)	France.	Samos (Dodecanese Islands)	Greece.
Malaya (Federation of) and Singapore, Johore, Kedah, Kelantan,	Great Britain.	San Marion, Republic of	Italy.
Malacca, Negri Sembilan, Pahang, Penang (including Province		Canada Telanda (Mina)	Great Britain.
Of Weitestey), Ferak, Ferris, Serangor and Arengganau and		Senegal Renibite of	Trance
Melgache Benithlic (see Madagascat)	Trans.	Sevenelles Islands.	Great Britain.
Malta: Birkirkara, Notabile, Siggieul, Silema, Valletta, Victoria	Great Britain.	Slerre Leone: Bauya, Blama, Bo, Bonthe, Cline Town, Daru Free-	
(Gozo).		town, Hangha, Kabala, Kallahun, Kambia, Kenema, Lunsar,	ar,
Martinique	France.	Magburaka (Makump) Makeni, Mano, Moyamba, Pendembu, Port	ırt
Mauritania (Islamic Republic)	Do.	Loko, Funjenun, Roulunk, Segowema, Sembenun, Sumbuya,	· 'a/
Mauritius Come Demiklio of Jerme on Money Conne	Great Britain.	Water Iou.	G
Manage Course (see Course, republic of) (sume as moyen Course)	France.	Society Telands French Polynesis	Trance
MOTOCO	Do.	Solomon Islands	New South Wales.
Mozambique (Portuguese East Africa)	Union of South Africa.	Somallland Protectorate: Berbera, Borama, Burao, Erigavo, Har-	
Nauru Island	New South Wales.	geisa, Lasanod, Sheikh (paid at Berbara or Burao), Zeilah.	
Netherlands Antilles (or Netherlands West Indies) Aruba, Bonaire,	Netherlands.	Soudanese RepublicSoudanese Republic	France.
Curacao, Saba, St. Eustatius, and St. Martin (southern part of		Southern Rhodesia	Union of South Airica.
island).	ţ	Southwest Africa Condoness Danihile)	Do.
Netherlands West Indies (see nemerlands Aituites)	Do.	Surgilord	Trion of South Africa.
New Caledonia	New South Weles	Tabiti (French Polynesia)	France
New Guinea, Territory Ol-territory	New South Wates.	Tanganyika	Great Britain.
New mentioned and a second a second and a second a second and a second a second and	Great Britain.	Tchad (see Chad Republic)	France.
Niger, Republic of	France.	Togo: Anecho, Atakpamé, Lomé, Palimé	Do.
Nigerla	Great Britain.	Tonga Islands (or Friendly Islands)	ı
Nissyros (Dodecanese Islands)	Greece.	Uganda: Arua, Bombo, Busambatia, Butiaba, Enteppe, Fort Fortal,	ai, Creat Britain.
Niue of Savage Island		Kampala, Kamuli, Kitgum, Lira, Lugazi, Maaka, Masindi, Mbale,	le,
North Borneo		Mbarara, Mubende, Nanasagali, Ngora, Soroti, Tororo.	
Northern Rhodesia.	٠.	Upper Volta (see Volta Republic)	France.
Nyasaland	· .	Volta Republic	Now Zealand
Oceania, French (see Polynesia)	Fra	Western Samoa	Great Britain.
Oubanghi-Charl (see Central African Republic)	Creat Britain	CALIZI USA:	
Paristan (including Dalucinstan)	France.	Norge: The corresponding Postal Manual DADT OK A	NOITATACANADA TO
Papua (Territory of)	New South Wales.		
Penrhyn Island	New Zealand.	(P.S. 181 as amended 396 as amended 4028. Procedure fo	Procedure for Form 2733, Interline
Persian Gulf Ports	Great Britain.		Airmail Record
Polynesia, French: Makatea, Kalatea, Society Islands, Taniul	France. Great Britain.	[SEAL] HERBERT B. WARBURTON, The regulation	The regulations of the Post Office De-
Portuguese East Africa (Mozambique)	Union of South Africa.	General Counsel. ps	96
	Ob To Book and the Edo	Apr. 12, 1960;	hed in Federal Register
The maximum amount which may be sent on any one day by the same purchaser is ray.	e same purchaser is 270.	•	Document 59–10519, 24 F.R. 10034–10055,

and amended by Federal Register Document 60-2067, 25 F.R. 1947-1948, are revised by amending paragraphs (d) and (e) of § 96.20 Form 2733, Interline airmail record to correct the format for reporting interchange trips, and to modify the instructions regarding the disposition of the copies of Form 2733.

As so amended, § 96.20 (d) and (e) read as follows:

§ 96.20 Form 2733, Interline airmail record.

(d) Interchange trips. (1) Mail moving over more than one airmail route on one aircraft must be properly identified

on Form 2733. No terminal charge is due at the interchange point, as mail remains on board the aircraft. To enable post office accounting personnel to properly identify this mail, dispatching postal clerks must insert an I in the "E" block of Form 2733 for the air carrier who is not due to receive a terminal charge.

(2) Scheme clerks, who prepare the States dispatch schemes in the office of the distribution and traffic manager, will insert an "I" in brackets following the interchange point as listed on the scheme. States dispatch scheme would appear as follows for dispatch of MIA mail from PDX:

Transportation	1-678	3.57.4	lax 4-966	dal(I) 8-966	may(I) 31-966
covered by:	Form 2729	MIA	Regular Form 2733	Identified Form 2733	Identified Form 2733

(e) Disposition of copies—(1) First copy. Place in separate envelope No. P-17 and enclose in daily envelope of Forms 2729 to regional controller.

(2) Second copy. Staple to copy 4 of Form 2729 and retain in dispatching postal unit file.

(3) Third copy. Staple to the upper left corner and on top of the related third copy of Form 2729, and send to the designated regional controller's office daily.

Note: The corresponding Postal Manual sections are 533.24 and 533.25.

(R.S. 161, as amended, 396, as amended, Sec. 5, 43 Stat. 806, Sec. 1, 62 Stat. 1097, 72 Stat. 760; 5 U.S.C. 22, 369, 39 U.S.C. 465, 475, 49 U.S.C. 1375)

[SEAL] HERBERT B. WARBURTON, General Counsel.

[F.R. Doc. 60-3355; Filed, Apr. 12, 1960; 8:50 a.m.]

#### PART 168—DIRECTORY OF INTER-NATIONAL MAIL

#### Great Britain and Northern Ireland; Import Licenses

In § 168.5 Individual country regulations, as published in the FEDERAL REGIS-TER of March 20, 1959, at pages 2117-2195, as Federal Register document 59-2388, the country "Great Britain and Northern Ireland (England, Scotland, Wales and Channel Islands, and Northern Ireland)", as amended by Federal Register document 59-4568, 24 F.R. 4453-4454, Federal Register document 59–7459, 24 F.R. 7250–7251, Federal Register document 59-8642, 24 F.R. 8330-8331, Federal Register document 60-2068, 25 F.R. 1948-1949, Federal Register document 60-2293, 25 F.R. 2104, is further amended as follows for the purpose of clarification, and as a result of changes in import regulations.

I. Under Postal Union mail, the item Observations is amended to read as follows:

Observations. The import regulations governing parcel post apply also to merchandise sent by postal union mail. See the items Observations and Import restrictions under Parcel Post.

The following is a list of the names of the counties and principal towns in Northern Ireland:

#### ANTRIM

Antrim.
Ballymena.
Belfast.
Carrickfergus.
Larne.

Lisburn. Portrush. Tommebridge. Whitehead.

#### Down

Banbridge.
Bangor.
Downpatrick.
Kilkeel.

Newcastle. Newry. Newtownards.

#### LONDONDERRY

Coleraine. Kilrea. Limavady. Londonderry. Magherafelt. Portstewart.

Armagh

Armagh. Lurgan. Portadown.

TYRONE

Cookstown. Dungannon. Mov. Omagh. Strabane.

#### FERMANAGH Enniskillen.

II. Under Parcel Post, the item Observations is amended by striking out the first paragraph therein, including paragraphs (a) and (b) with respect to the two classes of parcel post; and inserting in lieu thereof the following:

Observations. Parcels containing bona fide unsolicited gifts do not require British import licenses. Mailers of such parcels should mark the wrappers and customs declarations "Unsolicited Gift".

III. Under Parcel Post, the item *Import restrictions* is amended to read as follows:

Import restrictions. The attention of senders should be called to the following requirements, which are to be met by addressees:

Vaccines, serums, antitoxins, salvarsan and its derivatives, insulin, tuberculin, pituitary extract for injections, and sterilized surgical sutures for human use require authorization from the competent authority.

Foods or beverages to which any preservative or other substance has been added must comply with the British regulations for importation.

The following require permission from the British Board of Trade, except when sent as bona fide unsolicited gifts or trade samples:

Fresh and canned fruit and fruit juices.

Sugar

Foodstuffs made from milk solids. Pharmaceutical products.

Grass and clover seed.

Baskets and basketware.

Synthetic organic dyes and coloring materials.

Preparations of snuff and tobacco stalks.

Processed milk.

Bird plumage, except of birds commonly used as food and certain other species.

(R.S. 161, as amended, 396, as amended, 398, as amended; 5 U.S.C. 22, 369, 372)

[SEAL] HERBERT B. WARBURTON, General Counsel.

[F.R. Doc. 60-3356; Filed, Apr. 12, 1960; 8:50 a.m.]

#### PART 168—DIRECTORY OF INTER-NATIONAL MAIL

#### International Mail Regulations

The regulations of the Post Office Department in § 168.5 Individual country regulations, as published in the Federal Recister of March 20, 1959, at pages 2117-2195, as Federal Register document 59-2388, are amended as follows:

I. In country "Aden (including Kamaran and Perim)", as amended by Federal Register document 59-4137, 24 F.R. 3990-3992, Federal Register document 59-7459, 24 F.R. 7250-7251, Federal Register document 60-2068, 25 F.R. 1948-1949, Federal Register document 60-2293, 25 F.R. 2104, make the following changes as a result of the removal of import license requirements.

A. Under Postal Union mail, strike out the item "Prohibitions and import restrictions" and insert in lieu thereof the following:

Prohibitions. Money or bullion exceeding £5 (about \$14) in value, except coins obviously intended as ornaments.

Articles prohibited as parcel post are prohibited in the postal union mail.

B. Under Parcel Post, the item Import restrictions is deleted.

II. In country "Egypt", as amended by Federal Register document 59–5635, 24 F.R. 5490–5491, Federal Register document 59–8112, 24 F.R. 7785–7786, Federal Register document 60–2068, 25 F.R. 1948–1949, Federal Register document 60–2293, 25 F.R. 2104, under Parcel Post, the tabular information immediately following the item Air parcel rates, including surcharges, is amended by adding "1 Form 2972 (Dispatch note)" to postal forms required. Form 2972 must be completed and attached to each parcel post package mailed to Egypt.

III. In country "Syria", as amended by Federal Register document 59-8112, 24 F.R. 7785-7786, Federal Register document 60-2068, 25 F.R. 1948-1949, Federal Register document 60-2293, 25 F.R. 2104, under Parcel Post, the tabular information immediately following the item Air parcel rates, including surcharges, as amended by adding "1 Form 2972 (Dispatch note)" to postal forms required. Form 2972 must be completed and attached to each parcel post package mailed to Syria.

(R.S. 161, as amended, 396, as amended, 398, as amended, 5 U.S.C. 22, 369, 372)

[SEAL] HERBERT B. WARBURTON, General Counsel.

[F.R. Doc. 60-3357; Filed, Apr. 12, 1960; 8:50 a.m.]

### Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER B-GRANTS FOR CONSTRUCTION OF TREATMENT WORKS

### PART 55—GRANTS FOR WATER POLLUTION CONTROL

#### Eligibility

Notice of proposed rule making relating to § 55.25(a) (2) having been published in the Federal Register on January 20, 1960 (25 F.R. 435), and no adverse comments having been received, the amendment to § 55.25(a) (2) as hitherto published, which is set out below, is hereby adopted and shall become effective 30 days following publication in the Federal Register.

Section 55.25(a) (2) is amended to read as follows:

(2) To be eligible for a grant, a project must result in an operable treatment works, or part thereof, which treats or stabilizes sewage or industrial wastes of a liquid nature in order to abate, control or prevent water pollution. In addition, where a project or a portion thereof provides for the treatment or stabilization of sewage or industrial wastes of a liquid nature, such treatment or stabilization shall consist of at least primary treatment, or its equivalent, resulting in the substantially complete removal of settleable solids.

(Sec. 10, 70 Stat. 506; 33 U.S.C. 4661. Interprets or applies sec. 6, 70 Stat. 502; 33 U.S.C. 466e)

No. 72-4

Dated: March 24, 1960.

[SEAL] JOHN D. PORTERFIELD, Acting Surgeon General.

Approved: April 7, 1960.

BERTHA ADKINS, Acting Secretary.

[F.R. Doc. 60-3344; Filed, Apr. 12, 1960; 8:48 a.m.]

### Title 47—TELECOMMUNICATION

Chapter I—Federal Communications
Commission

[FCC 60-344]

### PART 3—RADIO BROADCAST SERVICES

### CONELRAD; Participation by Telephone Services

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 7th day of April 1960;

The Commission having under consideration the provisions of section 210 (b) of the Communications Act of 1934, as amended, which permit the rendition by common carriers of free service to agencies of the Government in connection with preparation for the national defense; subject, however, to the provision that such free service may be rendered only in accordance with such rules and regulations as the Commission may prescribe therefor; and

It appearing that it is necessary and desirable that the Commission further implement the statutory provision so as to permit the rendition of such free service in connection with the CONELRAD operating system and in furtherance of the national defense and the Commission's obligations under Executive Order 10312; and

It further appearing that it is necessary and desirable in the public interest that such service be made available for the furtherance of the national defense without delay, and that any delay would be contrary to the public interest; and

It further appearing that the amendment adopted herein pertains to military matters and hence that compliance with the public notice and procedural requirements of the Administrative Procedure Act is unnecessary;

It is ordered, That, pursuant to the provisions of sections 1, 4(i), 210(b) and 303(r) of the Communications Act of 1934, as amended, Part 3 of the Commission's rules and regulations is hereby amended, effective April 8, 1960, to add the following section:

### § 3.980 Participation by telephone companies.

(a) Telephone companies that have facilities available in place may connect without charge in the interest of preparation for the national defense commercial radio broadcast stations not affiliated with a commercial radio network operated by ABC, CBS, MBS, NBC, or any other network, to one of the aforesaid networks during CONELRAD Drill or Radio Alert periods, and at the expiration of the aforesaid periods disconnect said unaffiliated station from the network; *Provided*, That

(1) The radio station is authorized by the Commission to participate in the CONELRAD operating system under § 3.951;

(2) The network authorizes such connection; and

(3) The radio station has in service a local channel from the radio station studio or radio transmitter to the telephone company principal central office (toll test).

(b) Every such carrier rendering any such free service shall make and file, in duplicate, with the Commission, on or before the 31st day of July and on or before the 31st day of January in each year, reports covering the periods of six months ending on the 30th day of June and the 31st day of December, respectively, next prior to said dates. These reports shall show the call letters and locations of the broadcast stations to which free service was rendered pursuant to this rule and the charges in dollars which would have accrued to the carrier for such service rendered if charges therefor had been collected at the published tariff rates.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Released: April 8, 1960.

Federal Communications
Commission,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-3365; Filed, Apr. 12, 1960; 8:51 a.m.]

## Proposed Rule Making

### DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service
[ 7 CFR Part 930 ]
[Docket No. AO-72-A23]

#### MILK IN TOLEDO, OHIO, MARKETING AREA

#### Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Toledo, Ohio, on December 1, 1959, pursuant to notice thereof issued on November 19, 1959 (24 F.R. 9430).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Agricultural Marketing Service, on January 27, 1960 (25 F.R. 806) filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues on the record of the hearing relate to:

1. Changing the seasonal pattern of Class I price differential;

2. Using the basic formula price for pricing Class II milk during March through June; and

3. Incorporating a provision in the order for interest on overdue accounts.

Findings and conclusions. The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. The Class I price differentials should not be changed.

The Class I price is now determined by adding to the basic formula price \$1.25 for the months of February through July and \$1.65 for all other months. Producers proposed that the Class I differential be \$1.20 for the months of March through June and \$1.60 during all other This would increase the months. monthly average differential from \$1.45 The trends in receipts and to \$1.466. sales is such that the present level of the Class I differential is appropriate to assure this market an adequate supply of milk to meet fluid milk requirements. For each of the years 1957 and 1958, producer milk receipts were 111 percent of Class I sales. For the first 11 months of 1959 producer milk receipts were 116.4 percent of Class I sales.

The present seasonal pattern of Class I differentials and the resulting seasonal differences in uniform prices to producers have not provided the incentive for producers to adjust their production

of milk fully in line with the Class I requirements of the market. It has been necessary for handlers to procure relatively limited supplies of other source milk in periods when production is low seasonally. During the months of March through June 1959 when receipts are highest in relation to sales of fluid milk products, the ratio of producer milk receipts to Class I sales ranged from 123 to 133 percent and averaged 127 percent. During the other seven months of 1959 (prior to the hearing in December) the ratios of producer receipts to Class I sales averaged 110 percent and ranged from 100 to 112 percent. During the past three years there has been a shift in the seasonal pattern of these ratios. Receipts in July have decreased in relation to Class I sales while in March receipts have increased in relation to sales.

The proposed Class I price differential would result in a lower level of Class I prices during the months of March through June and higher prices in February and July, and thus would provide a pattern of pricing to producers that would tend to encourage a supply more nearly in balance with the Class I requirements of the market. The interests of both producers and handlers, however, are best served when the maximum amount of producer milk receipts is disposed of as Class I milk. To change the Class I price differential as proposed would result in the Toledo Class I price being out of alignment seasonally with the nearby Detroit and to a lesser extent with the Northeastern Ohio and North Central Ohio Federal order Class I prices. The major competition for Class I sales outside the marketing area by Toledo handlers is encountered from handlers subject to regulation under the Detroit order. Competition in the procurement of the supplies of milk from producers is primarily from the Detroit. North Central Ohio and Northeastern Ohio markets. Although the above mentioned facts with respect to the current seasonal pattern of the utilization of producer receipts is important, it is more important that the proper seasonal alignment of Class I prices be maintained with surrounding markets to promote the optimum utilization of producer-milk in Class I uses. The seasonal pattern of the Class I price differential, therefore, should not be changed at this time.

2. The Class II milk price should be the basic formula price during all months of the year.

At present the Class II price for the months of July through February is the higher of the basic formula price or the average pay price announced for 3.5 percent milk by two local manufacturing plants. In the months of March through June the Class II price is the average of the prices announced by the two local manufacturing plants—Pet Milk Company, Delta, Ohio, and the Defiance Milk Products Company, Defiance, Ohio. The

basic formula price is the higher of a butter-nonfat dry milk formula and the average of the basic or field prices announced for 3.5 percent milk by 12 Midwest condenseries. Producers proposed that the basic formula be the Class II price for March through June as is provided for the other months of the year.

During March through June 1958 and 1959 the basic formula price exceeded the Class II price an average of 12.6 and 17.2 cents, respectively. The basic formula price during these months was the average price announced by the Midwest condenseries.

In the present order three manufacturing plants are listed for which price quotations are to be used for establishing the Class II price. One of the listed plants has discontinued operations. One of the remaining plants procures a substantial portion of the Toledo reserve supplies moved to manufacturing plants. The use of only two plants does not provide a sufficiently broad enough base for the establishment of Class II prices in this market.

Cottage cheese and ice cream (Class II products) provide the major outlets for reserve supplies at pool plants. The two local manufacturing plants as well as a manufacturing plant operated by the proponent cooperative association at Goshen, Indiana, manufacture principally nonfat dry milk, condensed milk and ice cream mix. These plants pay premiums above their announced prices for ungraded milk received from farmers who are equipped to cool their milk on the farm. Premiums have also been paid to farmers who deliver a certain minimum daily average volume. These premiums range from 15 to 25 cents per hundredweight. These plants also have paid a premium of 10 cents above the Class II price to regulated handlers for reserve supplies of producer milk which have been transferred or diverted to such plants from the Toledo market.

With proper planning it is possible to divert a substantial portion of the reserve supplies of milk directly from producers' farms to local manufacturing plants without increasing the hauling distance or cost of hauling such milk. The association announced its willingness to handle reserve supplies of milk through its own manfacturing plant or by diversion to other manufacturing plants at the proposed Class II price.

A Class II price equal to the basic formula price would result in a level of prices in close alignment with the prices for the corresponding uses of milk in surrounding Federally regulated markets. The proposed Toledo Class II price would have been identical with the Cleveland Class III (manufacturing milk) price in 1958 and 1959. In 1958 and 1959 the Detroit Class II prices averaged \$3.014 and \$3.019, respectively, while the proposed corresponding Class II prices would have been \$3.009 and \$3.0034. (Official notice is hereby taken

of the class prices announced by the market administrators of the Cleveland and Detroit Federal orders for 1958 and 1959 and of the announcements by the Toledo market administrator for November and December 1959.)

The basic formula price reflects the competitive price for manufacturing milk in this area and should be used to establish the Class II price throughout the year.

3. A provision for interest payments on overdue accounts should not be adopted.

The producers' association proposed that the order should provide for interest of one-half percent per month on monies due the cooperative association from handlers starting with the first month or portion thereof that an account is overdue.

The association has not encountered substantial or unusual difficulty in collecting accounts due from handlers. Such payments under the order pertain primarily to marketing service assessments. There was no indication that handlers have not made timely payments to the market administrator for marketing service or administrative expense assessments. A provision for interest payments under the order is not necessary under prevailing conditions in this market.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties in the market. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

General findings. The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act:

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order, as hereby-proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Rulings on exceptions. In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence pertaining thereto. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

Marketing agreement and order. Annexed hereto and made a part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the Toledo, Ohio, Marketing Area", and "Order Amending the Order Regulating the Handling of Milk in the Toledo, Ohio, Marketing Area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the Federal Register. The regulatory provisions of said marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which will be published with this decision.

Determination of representative period. The month of February 1960 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the attached order amending the order regulating the handling of milk in the Toledo, Ohio, marketing area, is approved or favored by producers, as defined under the terms of the order as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

Issued at Washington, D.C., this 7th day of April 1960.

CLARENCE L. MILLER,
Assistant Secretary.

Order¹ Amending the Order Regulating the Handling of Milk in the Toledo, Ohio, Marketing Area ◆

§ 930.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as

such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) Findings upon the basis of the hearing record. Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Toledo, Ohio, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to Section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Toledo, Ohio, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended as follows:

- 1. Delete § 930.50(b) and substitute therefor the following:
- (b) Class II milk price. The Class II milk price shall be the basic formula price.
- 2. Delete that portion of § 930.51 which reads: "to paragraph (b) (2) of § 930.50, or".

[F.R. Doc. 60-3343; Filed, Apr. 12, 1960; 8:48 a.m.]

#### [7 CFR Part 943]

[Docket No. AO-231-A12]

### MILK IN NORTH TEXAS MARKETING AREA

Notice of Extension of Time for Filing Exceptions to the Recommended Decision to Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

<sup>&</sup>lt;sup>1</sup> This order shall not become effective unless and until the requirements of § 90.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met

and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given that the time for filing exceptions to the recommended decision with respect to the proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the North Texas marketing area, which was issued March 25, 1960 (25 F.R. 2668), is hereby extended to April 20, 1960.

Dated: April 8, 1960.

F. R. Burke, Acting Deputy Administrator.

[F.R. Doc. 60-3360; Filed, Apr. 12, 1960; 8:51 a.m.]

### DEPARTMENT OF LABOR

Wage and Hour Division
[ 29 CFR Parts 616, 671, 688 ]

[Administrative Order 531]

### VARIOUS INDUSTRIES IN PUERTO RICO

#### Appointment To Investigate Conditions and Recommend Minimum Wages; Notice of Hearing

Pursuant to authority contained in the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060, as amended; 29 U.S.C. 201 et seq.), and Reorganization Plan No. 6 of 1950 (3 CFR, 1950 Supp., p. 165), I hereby appoint, convene, and give notice of the hearings of Industry Committee No. 47–A for the Button, Jewelry, and Lapidary Work Industry in Puerto Rico; Industry Committee No. 47–B for the Communications, Utilities, and Transportation Industry in Puerto Rico; and Industry Committee No. 47–C for the Artificial Flower, Decoration, and Party Favor Industry in Puerto Rico.

Industry Committee No. 47-A is composed of the following representatives:

For the public: Maynard E. Pirsig, Chairman, Minneapolis, Minn.; Jose R. Noguera, San Juan, P.R.; L. Dale Hill, San Francisco, Calif.

For the employees: Frank L. Fernbach, Washington, D.C.; Keith A. Terpe, Brooklyn, N.Y.; Prudencio Rivera-Martinez, San Juan, P.R.

For the employers: Anthony Chemel, Providence, R.I.; Maxwell Wolfeld, Caguas, P.R.; Seymour Slaven, Ponce, P.R.

For the purpose of this order, the Button, Jewelry, and Lapidary Work Industry in Puerto Rico is defined as follows:

The manufacture from any material of buttons, buckles, jewelry (including rosaries), jewelry findings (including beads), and hair ornaments and accessories; and the processing of natural or synthetic stones for jewelry or industrial use: Provided, however, That for the purpose of this order the industry shall not include any of the activities defined and described in section 2(f) of 29 CFR Part 616.

Industry Committee No. 47-B is composed of the following representatives:

For the public: Maynard E. Pirsig, Chairman, Minneapolis, Minn.; Jose R. Noguera, San Juan, P.R.; L. Dale Hill, San Francisco, Calif.

For the employees: Frank L. Fernbach, Washington, D.C.; Keith A. Terpe, Brooklyn, N.Y.; Hipolito Marcano, San Juan, P.R.

For the employers: Anthony Chemel, Providence, R.I.; Rodolfo A. Catinchi, San Juan, P.R.; Alfonso E. Pena, San Juan, P.R.

For the purpose of this order the Communications, Utilities, and Transportation Industry in Puerto Rico is defined as follows:

The industry carried on by any wire or radio system of communication, or by messenger service; by any concern engaged in the production and distribution of gas, electricity, or steam, the distribution of water, or the operation of sanitation facilities; and by any concern engaged in transportation for compensation by air, water, rail, motor vehicle. pipeline, or other means, or in related activities, including the operation of travel bureaus and ticket agencies, stevedoring, consolidating, forwarding, crating, and boxing: Provided, however, That the industry shall not include railroad transportation activities carried on by a producer of raw sugar, cane juice, molasses, refined sugar, and incidental byproducts (or by any firm owned or controlled by or owning and controlling such producer, or by any firm owned-or controlled by the parent company of such producer), where the railroad transportation activities are in whole or in part used for the production or shipment of these products, and any transportation activities by truck or other vehicle performed by a producer of these products in connection with the production or shipment of such products by such producer: And provided further, That for the purpose of this order the industry shall not include any of the activities defined and described in section 2(c) of 29 CFR Part 671.

Industry Committee No. 47-C is composed of the following representatives:

For the public: Maynard E. Pirsig, Chairman, Minneapolis, Minn.: Jose R. Noguera, San Juan, P.R.; L. Dale Hill, San Francisco, Calif.

For the employees: Frank L. Fernbach, Washington, D.C.; Keith A. Terpe, Brooklyn, N.Y.; Prudencio Rivera-Martinez, San Juan, P.B.

For the employers: Anthony Chemel, Providence, R.I.; Samuel S. Berger, Naran-jito, P.R.; Ira S. Druckman, Carolina, P.R.

For the purpose of this order the Artificial Flower, Decoration, and Party Favor Industry in Puerto Rico is defined as follows:

The manufacture of flowers, buds, berries, foliage, leaves, fruits, plants, stems, and branches which are commonly or commercially known as artificial; and the manufacture of party favors and ornaments and decorations for holidays, except those made of molded plastic or metal other than metallic chenille, foil or tinsel.

I hereby refer to each of the above named industry committees the question of the minimum wage rate or rates to be fixed under the provisions of section 6(c) of the Act in the particular industry with which it is concerned. Each in-

dustry committee shall investigate conditions in its industry, and the committee, or any authorized sub-committee thereof, shall hear such witnesses and receive such evidence as may be necessary or appropriate to enable the committee to perform its duties and functions under the Act.

Industry Committee No. 47-A shall convene at 10:00 a.m. on May 2, 1960, in the Offices of the Wage and Hour Division, United States Department of Labor, New York Department Store Building, Fortaleza and San Jose Streets, San Juan, Puerto Rico, to conduct its investigation and shall commence its hearings at 2:00 p.m. on the same date at the same place. Following this hearing, Industry Committees Nos. 47-B and 47-C shall convene consecutively in the same place in that order at hours designated by the committee chairman to conduct their investigations and to hold their hearings.

In order to reach as rapidly as is economically feasible the objective of the minimum wage prescribed in paragraph (1) of section 6(a) of the Act, each industry committee shall recommend to the Administrator the highest minimum wage rate or rates for the industry which it determines, having due regard to economic and competitive conditions, will not substantially curtail employment in the industry, and will not give any industry in Puerto Rico a competitive advantage over any industry in the United States outside of Puerto Rico, the Virgin Islands, and American Samoa. Where an industry committee finds that a higher minimum wage may be determined for employees engaged in certain activities or in the manufacture of certain products in the industry, the industry committee shall recommend such reasonable classifications within the industry as it determines to be necessary for the purpose of fixing for each classification the highest minimum wage rate that can be determined for it under the principles set forth herein which will not substantially curtail employment in such classifications and will not give a competitive advantage to any group in the industry. No classification shall be made, however, and no minimum wage shall be fixed solely on a regional basis or on the basis of age or sex. In determining whether there should be classifications within the industry, in making such classifications, and in determining the minimum wage rates for such classifications, the committee shall consider, among other relevant factors, the following: (1) Competitive conditions as affected by transportation, living, and production costs; (2) the wages established for work of like or comparable character by collective labor agreements negotiated between employers and employees by representatives of their own choosing; and (3) the wages paid for work of like or comparable character by employers who voluntarily maintain minimum wage standards in the industry.

The Administrator shall prepare an economic report for such committees containing such data as he is able to assemble pertinent to the matters referred to those committees. Copies of

each such report may be obtained at the national and Puerto Rican offices of the United States Department of Labor as soon as they are completed and prior to the hearings. Each committee will take official notice of the facts stated in the economic report to the extent they are not refuted at the hearings.

The procedure of these industry committees will be governed by Part 511 of Title 29, Code of Federal Regulations. As a prerequisite to participation as witnesses or parties these regulations require, among other things, that interested persons in the present matters shall file pre-hearing statements containing certain specified data, not later than April 22, 1960.

Signed at Washington, D.C., this 7th day of April 1960.

JAMES P. MITCHELL, Secretary of Labor.

[F.R. Doc. 60-3348; Filed, Apr. 12, 1960; 8:49 a.m.]

### FEDERAL AVIATION AGENCY

[ 14 CFR Part 601 ]

[Airspace Docket No. 60-FW-11]

## CONTROL ZONES Designation

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 601 of the regulations of the Administrator, the substance of which is stated below.

The Federal Aviation Agency has under consideration the designation of a control zone at New Iberia, La. The New Iberia control zone would be designated within a 5-mile radius of the New Iberia Naval Auxiliary Air Station, New Iberia, La., and within 2 miles either side of the 158° True radial of the New Iberia TACAN (latitude 30°01'40'' N., longitude 91°53'04'' W.), extending from the 5-mile radius zone to a point 10 miles southeast of the TACAN, excluding the portion which coincides with the Lafayette, La., control zone (§ 601.2263). This would provide protection for aircraft conducting IFR approaches and departures at the New Iberia NAAS.

If this action is taken, the New Iberia, La., control zone would be designated within a 5-mile radius of the New Iberia, La., NAAS (latitude 30°02′15″ N., longitude 91°53′02′ W.), excluding the portion which coincides with the Lafayette, La., control zone (§ 601.2263), and within 2 miles either side of the 158° True radial of the New Iberia TACAN, extending from the 5-mile radius zone to a point 10 miles southeast of the TACAN.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Field Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications

received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data. views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on April 6, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-3330; Filed, Apr. 12, 1960; 8:46 a.m.]

## Notices

# SECURITIES AND EXCHANGE COMMISSION

[File No. 812-1250]

BALDWIN SECURITIES CORP.

Notice of Filing of Application

APRIL 6, 1960.

Baldwin Securities Corporation ("Baldwin") registered under the Investment Company Act of 1940 ("Act") as a non-diversified closed-end investment company, has filed an application pursuant to section 6(c) of the Act for an order exempting from the provisions of section 12(d) of the Act its relationship with General Industrial Enterprises, Inc. ("GIE") registered under the Act as a non-diversified closed-end investment company on the basis of the following representations.

GIE (formerly known as The Midvale Company) is a corporation duly organized and existing under the laws of the State of Delaware, under the laws of which State it was incorporated on March 28, 1923.

Since its incorporation and until December 31, 1955, GIE was one of the principal producers of heavy ordnance material, including armor plate, gun tubes and shell casings. It also produced high-pressure vessels for the oil and chemical industry, heavy rotors and shafts for steam turbines and generators, heavy shafting for the shipbuilding industry, high alloy corrosion and heat resistant castings of all sizes, rolled rings and rolled steel tires for steam locomotives.

As of December 30, 1955, GIE sold all its physical assets and on October 1, 1958 it filed with this Commission a Notification of Registration as a non-diversified closed-end investment company. The investment policy of GIE is, among other things, not the concentration of investments in a particular industry or group of industries.

Continually since prior to 1932 Baldwin and its predecessors in interest have been the owners of at least 368,700 shares of common stock of GIE. At the present time it holds 435,235 shares of 600,000 shares outstanding. All voting power of the company is vested in this stock, each share having one vote.

When GIE registered as an investment company, if not before such date, Baldwin became the holder by acquisition or otherwise of an interest in the business, and of more than 3 percent of the outstanding voting stock, of another investment company whose investment policy is not the concentration of investments in a particular industry or group of industries.

On or about July 21, 1958, there was served on Baldwin and GIE a Summons and Complaint in a civil action, instituted in the District Court of the United

States for the District of Delaware, by Norte & Co., a general partnership, and Irving A. Koerner, on behalf of himself and all other holders of common stock of GIE similarly situated, against Baldwin and GIE. Thereafter and on or about December 17, 1958, pursuant to leave of Court, the plaintiffs in such action filed an amended complaint. The complaint, as amended, alleged, among other things, that the qualification of GIE as an investment company under the Act constituted the acquisition by Baldwin of an interest in the business of another investment company in violation of section 12(d) of the Act.

Following a pre-trial hearing and arms-length negotiations between the plaintiffs and defendants in said litigation a settlement agreement was entered into providing for an exchange offer to be made by Baldwin to the stockholders of GIE of five shares of common stock of Baldwin for each share of common stock of GIE.

The settlement agreement required Baldwin to make application to this Commission for an order exempting from the operation of section 12(d) of the Act its relationship with GIE.

On or about August 27, 1959, Baldwin filed with the Commission an application for an order exempting from the operation of section 12(d) of the Act the relationship of Baldwin with GIE. On October 14, 1959 the Commission issued a Notice of Filing of such Application (Investment Company Act Release No. 2919.)

On November 10, 1959, the Commission, pursuant to section 6(c) of the Investment Company Act of 1940 ("Act"), issued a Memorandum Opinion and Order exempting from the provisions of section 12(d) (1) of the Act, for a limited period of time, the relationship of Baldwin with GIE.

Said Order was conditioned upon the acceptance of an offer of Baldwin in exchange for stock of GIE by the holders of at least 44,765 shares of the stock of GIE, which offer was an integral part of the settlement agreement then pending before the District Court of the United States for the District of Delaware as a compromise of certain litigation then subject to that Court's jurisdiction. Such settlement agreement required that the parties thereto make application to the Commission to vacate said Order of exemption if the conditions thereto should not have occurred prior to December 17, 1959. On November 18, 1959 the District Court of the United States for the District of Delaware handed down an opinion disapproving the settlement.

On December 11, 1959, Baldwin filed an application to vacate the order and on December 15, 1959, the Commission entered such an Order.

Since the time the order vacating the prior Order was issued by the Commis-

sion and after arms-length negotiations between the parties to said litigation another settlement agreement has been entered into.

Said settlement agreement requires Baldwin to make and Baldwin therefore has made application to this Commission for an order exempting from the operation of section 12(d) of the Act its relationship with GIE.

The Application requests that said order be conditioned upon GIE making an offer to all holders of its common stock, other than Baldwin, to purchase such common stock at a price of \$20.50 per share, or at a price equal to 85 percent of the average net asset value of each share of common stock of GIE, whichever shall be higher, but in no event at a price in excess of \$21.25 per share.

Financial and tax considerations make inadvisable the immediate merger or consolidation of Baldwin and GIE, but such merger or consolidation is intended to be effected as soon as these financial, tax and other considerations warrant. Baldwin has therefore requested that the exemption continue for a period equivalent to the greatest length of time that. the net operating losses of General Industrial Enterprises, Inc. and Baldwin Securities Corporation, as reported on their United States Income Tax Returns filed to the date hereof and to be filed for the tax year ended December 31, 1959, may be carried forward immediately after the filing of such tax returns for the tax year ended December 31, 1959, under the presently existing provisions of the Internal Revenue Code of 1954 and related statutes and regulations in computing the net operating loss deduction for General Industrial Enterprises, Inc. or Baldwin Securities Corporation, as the case may be (regardless of whether such net operating losses may for any reason not be available as a deduction in whole or in part during all of such carry forward period).

Section 12(d) of the Act prohibits any registered investment company from purchasing or otherwise acquiring more than three percent of the outstanding voting stock of any other investment company having a policy of not concentrating its investments in a particular industry or group of industries unless, at the time of such purchase or acquisition, the purchasing or acquiring investment company owns in the aggregate at least 25 percent of the total outstanding voting stock of the investment company whose securities it is purchasing or acquiring.

Section 6(c) of the Act authorizes the Commission by order upon application conditionally or unconditionally to exempt any transaction from any provision or provisions of the Act or of any rule or regulation thereunder, if and to the extent that the Commission finds that such exemption is necessary or appropriate in the public interest and consist-

ent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is hereby given that any interested person may, not later than April 26, 1960, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by Rule O-5 of the rules and regulations promulgated under the Act. an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 60-3336; Filed, Apr. 12, 1960; 8:47 a.m.1

[File No. 70-3875]

#### COLUMBIA GAS SYSTEM ET AL. Issuance and Sale of Unsecured Notes

APRIL 6, 1960.

In the matter of The Columbia Gas System, Inc., Amere Gas Utilities Company, Atlantic Seaboard Corporation, Columbia Gas of Kentucky, Inc., Columbia Gas of New York, Inc., Cumberland and Alleghany Gas Company, Home Gas Company, Kentucky Gas Transmission Corporation, The Manufacturers Light and Heat Company, The Ohio Fuel Gas Company, The Ohio Valley Gas Company, The Preston Oil Company, United Fuel Gas Company, Virginia Gas Distribution Corporation, notice of filing regarding issuance and sale by holding company of \$55,000,000 face amount of unsecured notes to banks and related open account advances to subsidiaries; intrasystem issuance, sale and acquisi-No. 70-3875.

Notice is hereby given that The Columbia Gas System, Inc. ("Columbia"), a registered holding company, and its wholly-owned subsidiaries Amere Gas Utilities Company ("Amere"), Atlantic Seaboard Corporation ("Seaboard"), Columbia Gas of Kentucky, Inc. ("Columbia of Kentucky"), Columbia Gas of New York, Inc. ("Columbia of New York"), Cumberland and Alleghany Gas Company ("Cumberland"), Home Gas Company ("Home"), Kentucky Gas Transmission Corporation ("Kentucky Gas"), The Manufacturers Light and Heat Company ("Manufacturers"), The Ohio Fuel Gas Company ("Ohio"), The Ohio Valley Gas Company ("Ohio Valley"), The Preston Oil Company ("Preston"), United Fuel Gas Company ("United Fuel"), and Virginia Gas Distribution Corporation ("Distribution"),

have filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(b), 7, 9, 10, 12(b), and 12(f) of the Act and Rules 43, 45, 50(a) (2) and (3) thereunder as applicable to the proposed transactions. All interested persons are referred to said joint application-declaration on file in the office of the Commission for a statement of the proposed transactions which are summarized as follows:

The subsidiary companies of Columbia plan to finance a part of their construction requirements for 1960, estimated to aggregate \$98,000,000, with funds available from internal sources. To provide a portion of the new money requirements needed for such purpose Columbia proposes to use its present cash resources and the proceeds from the sale of 1,400,000 shares of its common stock proposed to be sold in May 1960 (File No. 70-3876). Later in 1960 Columbia plans to sell debt securities to finance the balance of the construction requirements of its subsidiaries and for other corporate purposes.

To provide funds to six of its subsidiaries to enable them to purchase inventory gas for storage, Columbia now proposes to issue and sell unsecured notes to a group of commercial banks, for whom Morgan Guaranty Trust Company of New York will act as clearing agent, in an aggregate face amount not to exceed \$55,000,000, such notes to be issued and sold as follows: not in excess of \$25,000,000 on or before July 1, 1960; not in excess of \$20,000,000 after July 1, 1960 and on or before September 1, 1960; and not in excess of \$10,000,000 after September 1, 1960 and on or before November 1. 1960. The notes are to mature as follows: \$15,000,000 on February 27, 1961; \$20,000,000 on March 31, 1961; and \$20,000,000 on April 27, 1961. All of the proposed notes are to be dated as of the date of issuance, are to bear interest at the prime rate of Morgan Guaranty Trust Company of New York in effect on April 29, 1960 and may be prepaid, on 10 day's prior notice, in whole or in part in order of maturity, without penalty except prepayments cannot be made with funds borrowed from banks at a lower interest rate.

The names of the banks and the maxition of long-term installment notes; File mum participation of each bank are indicated below:

Morgan Guaranty Trust Com-	410 001 000
pany of New York Chemical Bank New York Trust	\$19,981,000
Company	6, 820, 000
Mellon National Bank and Trust	
Company—Pittsburgh, Pa	5, 819, 000
The First National City Bank of New York	4, 736, 000
Bankers Trust Company—New	1, 100, 000
York City	3, 300, 000
Irving Trust Company—New	0.000.000
York City The Hanover Bank—New York	2, 998, 000
City	2, 998, 000
Pittsburgh National Bank—	
Pittsburgh, Pa	2,013,000
Manufacturers Trust Com- pany—New York City	1, 952, 000
Brown Brothers, Harriman &	2,002,000
Company—New York City	1,006,000
The Cleveland Trust Company	1, 006, 000
The Union National Bank— Pittsburgh, Pa	633,000
	550, 000

The Ohio National Bank of	
Columbus	\$501,000
The Charleston National	
Bank—Charleston, W. Va	500, 00 <b>0</b>
The Kanawha Valley Bank—	
Charleston, W. Va	401,000
The First Huntington National	
Bank—Huntington, W. Va	231, 000
First City National Bank	
of Binghamton—Binghamton,	
N.Y	105, 00 <b>0</b>
•	55, 000, 000

The proceeds from the sale of notes are to be advanced on open account to the subsidiaries shown below from time to time as needed during 1960, at the same interest rate as that to be paid by

Columbia on its proposed notes to banks, and in amounts not to exceed those indicated below:

Ohio\_\_\_\_\_ \$29, 000, 000 United Fuel\_\_\_\_\_ 14,000,000 Manufacturers 8,000,000 Home 2,000,000 -----Seaboard\_\_\_\_\_ 2,000,000

55,000,000

The above advances and related notes to banks of Columbia, are expected to be repaid from revenues collected by the subsidiaries as the storage gas is withdrawn and sold during the coming winter heating season.

As the means of obtaining the additional funds needed for construction during 1960, the following subsidiaries propose to issue and sell Installment Notes to Columbia not in excess of the amounts indicated below:

Manufacturers	\$18, 200, 000
	+,,
Ohio	14, 000, 000
United Fuel	5, 100, 000
Seaboard	2,600,000
Columbia of Kentucky	1,400,000
Preston	1, 400, 000
Kentucky Gas	1, 300, 000
Home	1, 200, 000
Cumberland	1,075,000
Ohio Valley	1,000,000
Columbia of New York	775,000
Distribution	550,000
Amere	100, 000
•	

48, 700, 000

The above Installment Notes are to be issued and sold periodically when funds are needed but not later than March 31, 1961. They will be unsecured and will be dated when issued, and the principal amounts will be due in 25 equal annual installments on February 15 of the years 1962 to 1986 inclusive. Interest will be payable semi-annually at the rate of 5.4 percent per annum, which represents the approximate cost of money to Columbia on its last sale of Senior Debentures on November 6, 1959.

Approval of the issuance and sale of the Installment Notes are to be obtained by ten of the subsidiary companies from the regulatory commissions of the States in which they are organized and doing business, as follows:

Manufacturers: Pennsylvania Public Utility Commission.

United Fuel: 1 Public Service Commission of West Virginia.

<sup>1</sup> United Fuel is also required to obtain approval of the Public Service Commission of West Virginia of the advances to it on open account.

Virginia.

Cumberland: Public Service Commission of West Virginia.

Ohio: Public Utilities Commission of Ohio. Ohio Valley: Public Utilities Commission of Ohio.

Distribution: State Corporation Commission of Virginia.

Columbia of Kentucky: Kentucky Public Service Commission.

Home: Public Service Commission of New York.

Columbia of New York: Public Service Commission of New York.

It is stated that copies of the applicable State commission orders will be filed by amendment and that no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

The estimated fees and expenses to be incurred by Columbia in connection with the proposed transactions aggregate \$300. The aggregate fees and expenses to be paid by the several subsidiaries in connection with their proposed transactions are estimated at \$3,500 and consist of charges of the system service company, \$1,300 (\$100 for each company), and miscellaneous expenses of \$2,200 (including legal fees of \$200 and \$400 to be paid by Manufacturers and Distribution. respectively).

Notice is further given that any interested person may, not later than April 25, 1960, at 5:30 p.m., request the Commission in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law, if any, raised by the joint application-declaration which he desires to controvert: or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, the joint application-declaration as filed, or as it may be hereafter amended, may be granted and permitted to become effective, in whole or in part, as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100, or take such other action as it may deem appropriate.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 60-3337; Filed, Apr. 12, 1960; 8:47 a.m.]

[File No. 70-3872]

#### PENNSYLVANIA ELECTRIC CO. AND GENERAL PUBLIC UTILITIES CORP.

Notice of Proposed Increase in Authorized Shares of Common Stock. Issuance and Sale of Common Stock by Subsidiary and Acquisition Thereof by Holding Company, and Issuance and Sale of Bonds at Competitive Bidding by Subsidiary

APRIL 7, 1960.

Notice is hereby given that General Public Utilities Corporation ("GPU"), a

Amere: Public Service Commission of West registered holding company, and its public-utility subsidiary, Pennsylvania Electric Company ("Penelec"), have filed a joint application-declaration with the Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 6(b), 7, 9(a), and 10 of the Act, and Rule 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to said joint application-declaration on file in the offices of the Commission for a statement of the proposed transactions which are summarized as follows:

Penelec proposes to increase amount of its authorized common stock, par value \$20 per share, from 4,700,000 shares to 4,775,000 shares, and to issue and sell 125,000 shares of such stock to GPU, and GPU proposes to acquire such shares from Penelec at a price of \$20 per share or a total price of \$2,500,000.

Penelec also proposes to issue and sell \$12,000,000 principal amount of its first mortgage bonds, \_\_ percent Series, pursuant to the competitive bidding requirements of Rule 50, to be dated May 1, 1960, and to mature May 1, 1990. The new bonds will be issued under a Mortgage and Deed of Trust dated January 1, 1942, of Penelec to Bankers Trust Company, Trustee, as heretofore supplemented and amended, and as to be further supplemented and amended by a Supplemental Indenture to be dated May 1, 1960. The interest rate on the new bonds (which will be a multiple of 1/8 of 1 percent) and the price to be paid to Penelec (which will be not less than 100 percent nor more than 10234 percent of the principal amount thereof, plus accrued interest) will be determined by the competitive bidding.

Penelec will apply the proceeds from the sale of the new bonds and additional common stock to finance, in part, its 1960 construction program estimated to cost \$32,000,000.

It is estimated that GPU's expenses in connection with the acquisition of Penelec's common stock will be \$1,000. Penelec's expenses in connection with the proposed issuance of its common stock are estimated at \$7,100 including Federal issue tax of \$2,500; Pennsylvania capital stock excise tax of \$3,000; and legal fees and expenses of \$1,500 (Ballard, Spahr, Andrews & Ingersoll, \$1,000; Berlack, Israels & Liberman, \$500). Penelec's expenses in connection with the proposed issuance and sale of the new bonds are estimated at \$73,000 including the Federal issue tax of \$13,200; printing costs of \$25,000; trustees' fees of \$6,-400; expenses for recording of the supplemental indenture and local counsel search certificates of \$4,500; accounting fees of \$3,200; legal fees of \$16,000 (Ballard, Spahr, Andrews & Ingersoll, \$10,000; Berlack, Israels & Liberman, \$6,000); and filing and miscellaneous expenses of \$4,700. The fees to be paid to counsel to the successful bidder, which are to be paid by such bidders, will be supplied by amendment.

It is further stated that the Pennsylvania Public Utility Commission has jurisdiction over the issue and sale of the additional common stock and new bonds by Penelec, but that no other State

commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than April 25, 1960, at 5:30 p.m., request the Commission in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said filing which he desires to controvert or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, the joint application-declaration as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 60-3339; Filed, Apr. 12, 1960; 8:47 a.m.]

[File No. 70-3876]

#### COLUMBIA GAS SYSTEM, INC.

Notice of Proposed Issuance and Sale to Underwriters of 1,400,000 Shares of Common Stock at Competitive Bidding

APRIL 6, 1960.

Notice is hereby given that The Columbia Gas System, Inc. ("Columbia"), a registered holding company, has filed with this Commission a declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act") designating sections 6 and 7 of the Act and Rule 50 thereunder as applicable to the proposed transaction. All interested persons are referred to the declaration on file in the offices of the Commission which is summarized as follows:

Columbia proposes to issue and sell to underwriters 1,400,000 shares of its authorized but unissued common stock, par value \$10 per share, pursuant to the competitive bidding requirements of Rule 50, at a price to be determined by the competitive bidding.

The net proceeds from the proposed sale, which have been estimated to range between \$25,000,000 and \$26,000,000, will be used in part to pay \$10,000,000 of unsecured notes due banks maturing on May 16, 1960, and the balance will be added to Columbia's general funds and will be available for financing a part of the system's 1960 construction requirements estimated to aggregate \$98,000,000. Additional external funds of approximately \$50,000,000 will be required for this purpose and for other system needs and the management contemplates that they will be obtained from the issue and sale of debt securities.

The estimated fees and expenses to be paid by Columbia in connection with the proposed transaction, and those of

counsel for the underwriters, which are to be paid by the purchasers, are to be supplied by amendment.

It is represented that no State commission or Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than April 25, 1960, at 5:30 p.m., request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said filing which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. Αt any time after said date, the declaration, as filed or as it may hereafter be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 60-3338; Filed, Apr. 12, 1960; 8:47 a.m.]

[File No. 70-3879]

#### **UTAH POWER & LIGHT CO.**

Notice of Proposed Amendment of Certificate of Organization and By-Laws so as To Authorize Shares of Cumulative Preferred Stock, Grant Pre-Emptive Rights in Respect Thereof, and Solicitation of Proxies in Connection Therewith

APRIL 7, 1960.

Notice is hereby given that Utah Power & Light Company ("Utah"), a registered holding company and an electric utility company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 of the Act as applicable to the proposed transactions. All interested persons are referred to the declaration on file in the offices of the Commission for a statement of the proposed transactions which are summarized as follows:

Utah proposes to amend its Certificate of Organization and By-Laws so as to (1) increase the authorized capital from 7,500,000 shares of common stock, par value \$12.80 per share, to 9,500,000 shares which will be divided into 2,000,000 shares of cumulative preferred stock, par value of \$25 per share, and 7,500,000 shares of common stock, par value \$12.80 per share, (2) fix the preferences, privileges, voting and other rights, and restrictions or qualifications of the pre-

ferred stock and (3) grant to the holders of Utah's common stock the pre-emptive right to subscribe for or purchase any part of any new or additional issue of cumulative preferred stock or securities convertible into such stock, except where Utah's Board of Directors determines to make a public offering of all shares of such stock or an offering of such shares to or through underwriters or investment bankers who shall have agreed promptly to make a public offering of such shares or convertible securities.

The proposed amendment increasing Utah's authorized capital stock and creating the shares of cumulative preferred stock requires the approval of not less than a majority of the outstanding shares of common stock and the proposed amendment relative to pre-emptive rights requires approval by not less than two-thirds of such shares. Utah will submit these proposals at its annual meeting of stockholders scheduled to be held on May 16, 1960.

Utah further proposes to solicit proxies for the adoption of the proposed amendments and for such other matters as may be presented at the meeting of stockholders and has filed with this Commission copies of the solicitation material and proxy form to be used in connection therewith.

The fees and expenses to be paid in connection with the proposed transactions are to be supplied by amendment.

It is stated that no State regulatory body or agency and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Utah has requested this Commission to enter an order authorizing the foregoing proposals on or before April 18, 1960 in order to provide sufficient time to prepare, mail and accumulate the requisite proxies for the forthcoming annual meeting of stockholders.

Notice is hereby given that any interested person may, not later than 12 o'clock noon on April 18, 1960, request this Commission in writing that a hearing be held in respect of such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the rules and regulations promulgated under the Act, or the Commission may grant exemption from its rules as provided in Rules 20(a) and 100 thereof, or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DuBois, Secretary.

[F.R. Doc. 60-3340; Filed, Apr. 12, 1960; 8:47 a.m.]

# FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 13410; FCC 60M-622]

## IDAHO MICROWAVE, INC. Order Postponing Hearing

In re applications of Idaho Microwave, Inc., Docket No. 13410; File No. 2672-C1-P-58, for construction permit for new fixed radio station at Kimport Peak, Idaho (KPL24); File No. 2673-C1-P-58, for construction permit for new fixed radio station at Rock Creek, Idaho (KPL25); File No. 2674-C1-P-58, for construction permit for new fixed radio station at Jerome, Idaho (KPL26).

It is ordered, This 7th day of April 1960, by the Hearing Examiner on his own motion that the hearing in the above-entitled matter presently scheduled to commence April 15, 1960, is postponed without date pending Commission's action on a certain Petition for Reconsideration.

Released: April 8, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-3361; Filed, Apr. 12, 1960; 8:51 a.m.]

[Docket Nos. 12919, 12920; FCC 60M-618]

#### ROBERT L. LIPPERT AND MID-AMER-ICA BROADCASTERS, INC. (KOBY)

#### **Order Continuing Hearing**

In re applications of Robert L. Lippert, Fresno, California, Docket No. 12919, File No. BP-10345; Mid-America Broadcasters, Inc. (KOBY) San Francisco, California, Docket No. 12920, File No. BP-12744; for construction permits for standard broadcast stations.

In accordance with the statement at the oral argument today, *It is ordered*, This 7th day of April 1960, that the hearing now scheduled for April 13, 1960, is continued pending the setting of a new date following the taking of additional measurements.

Released: April 8, 1960.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, Acting Secretary.

[F.R. Doc. 60-3362; Filed, Apr. 12, 1960; 8:51 a.m.]

[Docket No. 13430 etc., FCC 60M-623]

### ROGUE VALLEY BROADCASTERS, INC. (KWIN) ET AL.

#### Order Setting Prehearing Conference

In re applications of Rogue Valley Broadcasters, Inc. (KWIN), Ashland, Oregon, Docket No. 13430, File No. BP-11939; Medford Broadcasters, Inc. (KDOV), Medford, Oregon, Docket No. 3184 NOTICES

13431, File No. BP-12683; R. W. Hansen (KCNO), Alturas, California, Docket No. 13432, File No. BP-13055; for construction permits.

It is ordered, This 7th day of April 1960, on the Examiner's own motion, that all parties, or their counsel, who desire to participate in the above-captioned proceeding are directed to appear for a prehearing conference pursuant to the provisions of § 1.111 of the Commission's rules, at the offices of the Commission in Washington, D.C. at 2:00 p.m., April 19, 1960.

Released: April 8, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-3363; Filed, Apr. 12, 1960; 8:51 a.m.]

[Docket Nos. 12991, 12992; FCC 60M-619]

# SUBURBAN BROADCASTING CO., INC., AND CAMDEN BROADCAST-ING CO.

#### **Order Continuing Hearing Conference**

In re applications of Suburban Broadcasting Company, Inc., Mount Kisco, New York, Docket No. 12991, File No. BPH-2620; Donald Jerome Lewis, tr/as Camden Broadcasting Co., Newark, New Jersey, Docket No. 12992, File No. BPH-2624; for construction permits for new FM broadcast stations.

The Hearing Examiner having under consideration the "Motion for Postponement of Prehearing Conference", filed by Suburban Broadcasting Company, Inc. in the above-entitled matter on April 7, 1960, requesting a continuance of the prehearing conference presently scheduled for April 8, 1960, to April 28, 1960;

It appearing that all of the parties to this proceeding have consented to a grant of the requested relief and that good cause exists for the granting thereof:

It is ordered, This 7th day of April 1960, that the motion of Suburban Broadcasting Company, Inc. be, and the same is hereby, granted; and that the prehearing conference presently scheduled for April 8, 1960, be, and the same is hereby, continued to April 28, 1960.

Released: April 8, 1960.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 60-3364; Filed, Apr. 12, 1960; 8:51 a.m.]

# INTERSTATE COMMERCE COMMISSION

[Notice 318]

## MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

APRIL 8, 1960.

The following publications are governed by the Interstate Commerce Com-

mission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209 and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings will be called at 9:30 o'clock a.m., United States standard time (or 9:30 o'clock a.m., local daylight saving time), unless otherwise specified.

Applications Assigned for Oral Hearing or Pre-Hearing Conference

#### MOTOR CARRIERS OF PROPERTY

No. MC 531 (Sub No. 103), filed March 18, 1960. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road, P.O. Box 14287, Houston, Tex. Applicant's attorney: Ewell H. Muse, Jr., 415 Perry Brooks Building, Austin, Tex. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting Petroleum and petroleum products, in bulk, in specialized equipment, from New Orleans, La., and points within ten (10) miles thereof, to points in Alabama, Florida, and Mississippi.

HEARING: June 10, 1960, at the Federal Office Building, 600 South Street, New Orleans, La., before Examiner Donald R. Sutherland.

No. MC 1124 (Sub No. 168), filed March 3, 1960. Applicant: HERRIN TRANS-PORTATION COMPANY, a Corporation, 2301 McKinney Avenue, Houston, Tex. Applicant's attorney: Leroy Hallman, 617 First National Bank Building, Dallas 2. Tex. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, household goods as defined by the Commission, commodities in bulk, and those injurious or contaminating to other lading, (1) serving the site of the Noralyn Paper Mill located north of U.S. Highway 190 and approximately five miles northeast of Erwinville, La., and near the town of Bueche, La., as an off-route point in connection with applicant's authorized regular route operations to and from Baton Rouge, La. (2) Serving the site of the Cow Island Extraction Plant located near Louisiana Highway 35 and near the town of Cow Island approximately 17 miles south of Crowley, La., a point on U.S. Highway 90, as an off-route point in connection with applicant's authorized regular route operations between Houston, Tex., and New Orleans, La., over U.S. Highway 90, and between Eunice and Kaplan, La.

HEARING: June 7, 1960, at the Federal Office Building, 600 South Street, New Orleans, La., before Joint Board No. 164, or, if the Joint Board waives its right to participate before Examiner Donald R. Sutherland.

No. MC 1124 (Sub No. 169), filed March 4, 1960. Applicant: HERRIN TRANS-PORTATION COMPANY, a Corporation, 2301 McKinney Avenue, Houston, Tex. Applicant's attorney: Leroy Hallman, 617 First National Bank Building, Dallas, Tex. Authority sought to operate as a common carrier, by motor vehicle, trans-

porting: General commodities, except

Classes A and B explosives, articles of unusual value, livestock, currency, bullion, articles of virtu, household goods as defined by the Commission, commodities in bulk, those requiring special equipment, and those injurious or contaminating to other lading, serving Sterlington and Pace Lake, La., near Louisiana Highway 143 and approximately 18 miles north of Monroe, La.; Bastrop, La., on U.S. Highway 10 and approximately 9 miles west of Oakdale, La.; Carboco, La., on Louisiana Highway 29 and approximately 20 miles north of Ville Platte, La.; and Springhill, La., on Louisiana Highway 7 approximately 28 miles south of Magnolia, Ark., as off-route points in connection with applicant's authorized regular route operations, coordinating service to such off-route points with applicant's present operations under Certificates in No. MC 1124 and subs.

Note: Applicant states it proposes to transport traffic between each of the abovenamed Louisiana points and all other points it now serves including points in Florida, Arkansas. Texas. and Tennessee.

HEARING: June 8, 1960, at the Federal Office Building, 600 South Street, New Orleans, La., before Joint Board No. 164, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 1775 (Sub No. 6), filed March 2, 1960. Applicant: AKRON PARCEL DELIVERY, INC., 175 Annadale Avenue, Akron, Ohio. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Drugs, pharmaceutical supplies, proprietaries, sundries and toiletries, from Akron, Ohio to points in Lawrence and Mercer Counties, Pa., and damaged, rejected or returned shipments of the specified commodities, and empty container or other incidental facilities, used in connection with the outbound transportation.

HEARING: June 8, 1960, at the New Post Office Building, Columbus, Ohio, before Examiner John L. York.

No. MC 2202 (Sub No. 182), filed December 29, 1959. Applicant: ROADWAY EXPRESS, INC., 147 Park Street, Akron, Ohio. Applicant's attorney: William O. Turney, 2001 Massachusetts Avenue NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (1) between Cambridge, Ohio, and junction U.S. Highways 119 and 22, from Cambridge over U.S. Highway 40 to junction Pennsylvania Highway 519 east of Washington, Pa., thence over Pennsylvania Highway 519 to junction Pennsylvania Highway Alternate 71, thence over Pennsylvania Highway Alternate 71 to junction U.S. Highway 119, thence over U.S. Highway 119 to junction U.S. Highway 22, and return over the same route, serving no intermediate points, but with service at the terminals and the New Stanton interchange, and at other junction points for the purpose of joinder; and (2) Between

Cambridge, Ohio, and junction Pennsylvania Highways 31 and 711 near the Donegal interchange, from Cambridge over U.S. Highway 40 to junction Pennsylvania Highway 519 east of Washington, Pa., thence over Pennsylvania Highway 519 to junction Pennsylvania Highway Alternate 71, thence over Pennsylvania Highway Alternate 71 to junction Pennsylvania Highway 31, thence over Pennsylvania Highway 31 to junction Pennsylvania Highway 711 near the Donegal interchange, and return over the same route, serving no intermediate points, but with service at the terminals and junctions for purposes of joinder.

Note: Common control may be involved.

HEARING: June 16, 1960, at the New Federal Building, Pittsburgh, Pennsylvania, before Examiner John L. York.

No. MC 6264 (Sub No. 4), (as amended), filed October 2, 1959, orig-4), (as inally published in the FEDERAL REGISTER, issue of March 9, 1960. Applicant: LEWIS W. GROOM, doing business as L & N TRANSFER, Route No. 1, Cassville. Wis. Authority sought to operate as a common carrier, by motor vehicle, over a regular route, transporting: General Commodities, including household goods as defined by the Commission, but excluding commodities in bulk, those requiring special equipment, articles of unusual value and Class A and B explosives, between Dubuque, Iowa, and Bagley, Wis., from Dubuque over U.S. Highway 61 to junction Wisconsin Highway 133. thence over Wisconsin Highway 133 to junction Grant County Highway N, thence over Grant County Highway N to junction Grant County Highway thence over Grant County Highway U to junction Grant County Highway V, thence over Grant County Highway V to junction Grant County Highway W, thence over Grant County Highway W to junction Grant County Highway A, thence over Grant County Highway A to Bagley, and return over the same route. serving the intermediate points of Burton and Beeton, Wis. Applicant is authorized to conduct operations in Iowa and Wisconsin.

Note: Any duplication with present authority to be eliminated.

Note: The purpose of this republication is to restrictively amend the commodities proposed to be transported.

HEARING: Remains as assigned: May 16, 1960, at the Federal Office Building, Fifth and Court Avenue, Des Moines, Iowa, before Joint Board No. 202.

No. MC 8989 (Sub No. 186), filed March 1, 1960. Applicant: HOWARD SOBER, INC., 2400 West St. Joseph Street, Lansing, Mich. Applicant's attorney: Albert F. Beasley, Investment Building, 15th and K Streets NW., Washington 5, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Automobiles, trucks, chassis, and buses, in drive-away and truckaway service, in secondary movements, between points in Massachusetts and Maine.

HEARING: June 17, 1960, at the New Post Office and Court House Building, Boston, Mass., before Examiner Isadore Freidson.

No. MC 22195 (Sub No. 75), filed March 4, 1960. Applicant: DAN S. DUGAN, doing business as DUGAN OIL AND TRANSPORT CO., P.O. Box 946, 41st Street and Grange Avenue, Sioux Falls, S. Dak. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquefied Petroleum Gases, in bulk, in tank vehicles, between points in South Dakota, North Dakota, Minnesota, Iowa, and Nebraska, and rejected shipments of above specified commodities, on return.

HEARING: June 20, 1960, in Room 401 Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner Maurice S. Bush.

No. MC 29133 (Sub No. 6), filed February 17, 1960. Applicant: OTIS TRANS-PORTATION CO., INC., 437 West 13th Street, New York, N.Y. Applicant's attorney: Morton E. Kiel, 140 Cedar Street, New York, N.Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Meat and meat products, requiring refrigeration in transit, in mechanically refrigerated vehicles, equipped with meat rails, between New York, N.Y., Newark, Elizabeth, and Linden, N.J., on the one hand, and, on the other, Philadelphia, Pa.

HEARING: June 7, 1960, at 346 Broadway, New York, N.Y., before Examiner Isadore Freidson.

No. MC 30378 (Sub No. 50), filed February 17, 1960. Applicant: ASSOCIATED TRANSPORTS, INC., 9050 Highway 66, P.O. Box 85, Hazelwood, Mo. Applicant's attorney: Walter V. Huston, 4105 Main Street, Kansas City 11, Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: New automobiles, new trucks, and new chassis, in secondary movements, in truckaway service, and new automobile parts and accessories incidental to the vehicles transported, when moving at the same time with above-described vehicles, from the site of the Ford Motor Co. assembly plant in Claycomo, Mo., to points in Malheur County, Oreg., points in Lander. Elko. White Pine, Humboldt and Eureka Counties, Nevada, and points in Montana, Utah, Idaho, Wyoming, Colorado, New Mexico, Oklahoma, Missouri, Arkansas, and Kansas, and damaged, defective or rejected shipments of the above-specified commodities on return.

HEARING: July 1, 1960, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 30837 (Sub No. 275) (Correction), filed March 7, 1960. Applicant: KENOSHA AUTO TRANSPORT CORPORATION, 4519—76th Street Kenosha, Wis. Applicant's attorney: Paul F. Sullivan, Sundial House, 1821 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Truck and trailer bodies, (unmounted) from Riverside, Calif., to points in Alaska, Arizona, California, Connecticut, District of Columbia, Idaho, Kansas, Maine, Massachusetts, Michigan, Minnesota, Montana, Nebraska, Nevada, New Hampshire, New

Jersey, New Mexico, New York, North Dakota, Oregon (except Portland), Rhode Island, South Dakota, Utah (except Salt Lake City), Vermont, Washington (except Seattle and Tacoma), Wisconsin, and Wyoming.

NOTE: The purpose of this republication is to correct the hearing date as shown below. Previous publication erroneously assigned hearing for Sunday, June 12, 1960.

HEARING: June 13, 1960, at the Federal Building, Los Angeles, California, before Examiner Reece Harrison.

No. MC 52652 (Sub No. 3), filed March 14, 1960. Applicant: LAWRENCE MOTOR LINES, INC., 21 South Mill Street, Haverhill, Mass. Applicant's attorney: Stanley J. Polak, 111 State Street, Boston 9, Mass. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Pulpboard, pulpboard products, and equipment, materials, and supplies used in the manufacture of pulpboard, between Hampton, N.H., on the one hand, and, on the other, New York, N.Y., and points in New York and New Jersey within 30 miles of New York and points in New Hampshire, Maine, Massachusetts, Rhode Island, and Connecticut.

Note: Applicant states the proposed operations will be under a continuing contract with J. D. Cahill Co., Haverhill, Mass.

HEARING: June 21, 1960, at the New Post Office and Court House Building, Boston, Mass., before Examiner Isadore Freidson.

No. MC 52657 (Sub No. 584), filed March 23, 1960. Applicant: ARCO AUTO CARRIERS, INC., 7530 South Western Avenue, Chicago 20, Ill. Applicant's attorney: G. W. Stephens, 121 West Doty Street, Madison, Wis. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: A. Motor vehicles, (except trailers designed to be drawn by passenger automobiles), in initial movements from Rockville, Md., to points in the United States, including Alaska and Hawaii. B. Return of motor vehicles (as described above), from points in the United States, including Alaska and Hawaii, to Rockville, Md. Return shipments restricted to vehicles that were manufactured or assembled at Rockville, Md., and returned because of rejection, damage, repairs, conversion or further research development.

HEARING: May 17, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Henry A. Cockrum.

No. MC 52657 (Sub No. 585), filed

No. MC 52657 (Sub No. 585), filed March 23, 1960, Applicant: ARCO AUTO CARRIERS, INC., 7530 South Western Avenue, Chicago 20, Ill. Applicant's attorney: G. W. Stephens, 121 West Doty Street, Madison, Wis. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: A. Motor vehicles (except trailers designed to be drawn by passenger automobiles), in initial movements from Baltimore, Md. (except from the plant site of the Chevrolet Division of General Motors Corporation located at Baltimore, Md.), to points in the United States, including

Alaska and Hawaii. B. Return of motor vehicles (as described above) from points in the United States, including Alaska and Hawaii to Baltimore, Md. Return shipments restricted to motor vehicles that were manufactured or assembled at Baltimore, Md. (except those manufactured or assembled at the plant site of the Chevrolet Division of General Motors Corporation located at Baltimore, Md.) and returned because of rejection, damage, repairs, conversion or further research development.

HEARING: May 18, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Ex-

aminer Henry A. Cockrum.

No. MC 61403 (Sub No. 52) filed March 1, 1960. Applicant: THE MASON AND DIXON TANK LINES, INC., Wilcox Drive, Kingsport, Tenn. Applicant's attorney: S. S. Eisen and W. C. Mitchell, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a common carrier, by motor vehicle over irregular routes, transporting: Acids and Chemicals, in bulk, in tank vehicles, from St. Louis, Mo., to points in Florida, Georgia. North Carolina, South Carolina, and Virginia.

HEARING: June 28, 1960, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 61592 (Sub No. 5), filed December 21, 1959. Applicant: K & A TRUCK LINES, INC., 3708 Elm Street, Bettendorf, Iowa. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Agricultural machinery, implements and parts thereof when moving at the same time with the machinery or implements of which they are a part, as described in Appendix XII to the report in 61 M.C.C. 209, Tractors and stationary engines and attachments and parts therefor when moving incidental to and in the same vehicle with tractors and stationary engines (not including tractors with vehicle beds, bed-frames, or fifth wheels, nor any of the above-specified commodities which, because of their size or weight require the use of special equipment), from Davenport, Iowa; points in Rock Island and Moline, Ill., Commercial Zone as defined by the Commission, to points in Arkansas. Applicant is authorized to conduct operations in Iowa, Illinois, Missouri, Nebraska, Wisconsin, Indiana, Minnesota, South Dakota, and North Dakota.

HEARING: June 14, 1960, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Donald R. Sutherland.

No. MC 64932 (Sub No. 266), filed Jan-21, 1960. Applicant: ROGERS CARTAGE CO., a Corporation, 1934 South Wentworth Avenue, Chicago, Ill. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Steepwater, and resin plasticizers, in bulk, in tank vehicles, from Decatur, Ill., to points in New York, New Jersey, Wisconsin, West Virginia, Ohio, Tennessee, Pennsylvania, Missouri, Nebraska, Minnesota, Michigan, Kentucky, Indiana, Kansas, and

HEARING: June 14, 1960, in Room 852 U.S. Custom House, 610 South Canal St., Chicago, Ill., before Examiner Lacy W. Hinely.

No. MC 64932 (Sub No. 269), filed February 12, 1960. Applicant: ROGERS CARTAGE CO., a Corporation, 1934 South Wentworth Avenue, Chicago, Ill. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Acids and chemicals, in bulk, in tank vehicles, from St. Louis, Mo., to points in Florida, Georgia, North Carolina, South Carolina, and Virginia.

HEARING: June 28, 1960, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before

Examiner Lacy W. Hinely.

No. MC 65607 (Sub No. 3), filed March 1960. Applicant: O'BRIEN TRANS-PORTATION CO., INC., 600 Park Street, Stoughton, Mass. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk. commodities requiring special equipment and those injurious or contaminating to other lading, between Boston, Mass., and Providence, R.I.: from Boston over U.S. Highway 1 to Providence, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only.

HEARING: June 20, 1960, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 18, or, if the Joint Board waives its right to participate, before Examiner Isadore

No. MC 65607 (Sub No. 4), filed March 3, 1960. Applicant: O'BRIEN TRANS-PORTATION CO., INC., 600 Park Street, Stoughton, Mass. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading, between Boston, Mass., and Worcester, Mass.: (1) from Boston over Massachusetts Highway 9 to Worcester. (2) from Boston over Massachusetts Highway 9 to junction with U.S. Highway 20, thence over U.S. Highway 20 to Worcester, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only.

HEARING: June 20, 1960, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 231, or, if the Joint Board waives its right to participate, before Examiner Isadore Freidson.

No. MC 71067 (Sub No. 7), filed February 25, 1960. Applicant: VAN GORP

VAN. SERVICE, INC., 401 Metropolitan Building, Louisville, Ky. Applicant's attorney: Ollie L. Merchant, 712 Louisville Trust Building, Louisville 2, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Livestock, other than ordinary livestock, and in the same vehicle with livestock, mascots personal effects of attendants, trainers, and exhibitors, and supplies and equipment used in the care and maintenance of such livestock, (1) between points in Arkansas, Colorado, Delaware, Florida, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Missouri, Nebraska, New Jer-Louisiana, sey, New Hampshire, New York, Ohio, Oklahoma, Pennsylvania, Rhode Island, Texas, Virginia, West Virginia, and the District of Columbia, on the one hand, and, on the other, points in Alabama, Georgia, South Carolina and Tennessee. (2) Between points in Alabama, Georgia, South Carolina, and Tennessee.

HEARING: June 9, 1960, at the Kentucky Hotel, Louisville, Kentucky, before Examiner Charles B. Heineman.

No. MC 75305 (Sub No. 15), filed February 10, 1960. Applicant: DEALERS TRANSPORT COMPANY, a Corporation, U.S. Highway 69 and Transport Road, Liberty, Mo. Applicant's attorney: Walter V. Huston, 4105 Main Street, Kansas City 11, Mo. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: New automobiles, new trucks, and new chassis, in secondary movements, in truckaway service, and new automobile parts and accessories, incidental to the vehicles transported, when transported at the same time and in the same vehicle, from the site of the Ford Motor Company assembly plant, Claycomo, Mo., to points in Colorado, Idaho, Montana, Nevada, New Mexico, Utah, and Wyo-ming, and damaged, defective, or rejected units of the above-specified commodities on return.

HEARING: June 21, 1960, at the New Hotel Pickwick, Kansas City, Mo., before

Examiner Lacy W. Hinely.
No. MC 93682 (Sub No. 5), filed October 26, 1959. Applicant: COLE'S EX-PRESS, a Corporation, 76 Dutton Street, Bangor, Maine. Applicant's attorney: Francis E. Barrett, 7 Water Street, Boston 9, Mass. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving Bar Harbor, Maine, as an off-route point in connection with applicant's authorized regular route operations between points in Maine. Applicant states the restriction that any authority granted be restricted to the transportation of International Traffic. Applicant is authorized to conduct operations in Maine.

HEARING: June 23, 1960, at the Federal Building, Portland, Maine, before Joint Board No. 70, or, if the Joint Board waives its right to participate, before Examiner Isadore Friedson.

No. MC 95745 (Sub No. 4), filed February 11, 1960. Applicant: BRAVER, HEALEY & CO., INC., 152 Hampden Street, Boston, Mass. Applicant's attorney: Kenneth B. Williams, 111 State Street, Boston 9, Mass. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Paper box board, paper boxes, and returned pallets and skids used in shipping paper box board and paper boxes, between Natick, Mass., on the one hand, and, on the other, points in Rhode Island and Connecticut.

Note: Applicant states the proposed operations will be under a continuing contract with the Robert Gair Division of Continental Can Company, Inc., Natick, Mass.

HEARING: June 16, 1960, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 134, or, if the Joint Board waives its right to participate, before Examiner Isadore Friedson.

No. MC 99090 (Sub No. 2), filed December 21, 1959. Applicant: RUDOLPH W. YATES, doing business as YATES TRUCK LINE, Maud, Ky. Applicant's attorney: Robert M. Pearce, Seventh Floor, McClure Building, Frankfort, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Ammonium nitrate, in bulk or bags, from the plant site of the Armour Agricultural Chemical Co., plant at or near Selma Village, Mo. (located approximately 7 miles south of Crystal City, Mo., on U.S. 61), to points in Illinois, Indiana, Kentucky, Ohio, and Tennessee, and empty container or other such incidental facilities, rejected or damaged shipments, used in transporting the above-described commodities, on return. Applicant is authorized to conduct operations in Kentucky.

HEARING: July 1, 1960, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before

Examiner Lacy W. Hinely.

No. MC 99331 (Sub No. 1), filed January 26, 1960. Applicant: J. M. HUTCH-INSON, Sandyville, W. Va. Applicant's attorney: Ernie Adamson, Aspen Hill. Middleburg, Va. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: structural steel, contractors materials, equipment and supplies, between points in Grant and Pendleton Counties, W. Va.

HEARING: June 2, 1960, at the City Council Chamber, City Hall, 501 Virginia Street, East, Charleston, W. Va., before Joint Board No. 118, or, if the joint board waives its right to participate be-

fore Examiner John L. York.

No. MC 106149 (Sub No. 1), filed February 4, 1960. Applicant: PRYOR BROWN TRANSFER CO., INC., 215 Council Place, P.O. Box 1146, Knoxville, Tenn. Applicant's attorney: Clarence Third National Bank Building, Nashville 3, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, between

all points in the states of Massachusetts, Rhode Island, Connecticut, New York, Pennsylvania, New Jersey, Maryland, Delaware, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Kentucky, West Virginia, Ohio, Indiana, Illinois, Michigan, Louisiana, and the District of Columbia. RESTRICTIONS: 1. No shipment originating at or destined to a point outside Tennessee shall be transported on equipment leased, directly or indirectly, from any person participating in the booking of said shipment. 2. Not more than ten separate shipments having origin and destination points outside Tennessee shall be transported upon any single unit of equipment prior to its returning to a point in Tennessee and there making a subsequent loading or delivery.

Note: Applicant states that the authority herein provided would only be issued upon cancellation of the authority issued to applicant in Certificate MC 106149, dated September 19, 1946.

HEARING: June 16, 1960, at the County Court House, Knoxville, Tenn., before Examiner Charles B. Heineman.

No. MC 106398 (Sub No. 152), filed March 7, 1960. Applicant: NATIONAL TRAILER CONVOY, INC., 1916 North Sheridan Road, Tulsa, Okla. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Boats not exceeding 18 feet in length, from points in Louisiana to points in the United States, and returned, refused, or damaged boats on return.

HEARING: June 9, 1960, at the Federal Office Building, 600 South Street, New Orleans, La., before Examiner Don-

ald R. Sutherland.

No. MC 106759 (Sub No. 1), filed January 25, 1960. Applicant: KENNETH SPANGLER, doing business as KEN-NETH SPANGLER MOVING AND STORAGE, 2102 Cumberland Avenue, Middlesboro, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Bell County, Ky., Claiborne County, Tenn., Lee County, Va., on the one hand, and, on the other, points in Florida, Mississippi, Texas, Missouri, Illinois, Pennsylvania, and New York.

HEARING: June 14, 1960, at the County Court House, Knoxville, Tenn., before Examiner Charles B. Heineman.

No. MC 107107 (Sub No. 144), filed February 9, 1960. Applicant: ALTER-MAN TRANSPORT LINES, INC., P.O. Box 65, 2424 Northwest 46th Street, Miami 42, Fla. Applicant's attorney: Frank B. Hand, Jr., 522 Transportation Building, Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Candy and confectionery, and related advertising, promotional material, and premiums, when shipped with candy and confectionery, from points in Florida to points in South Carolina, Georgia, Alabama, and Mississippi.

HEARING: June 7, 1960, at the Offices of the Interstate Commerce Commission. Washington, D.C., before Examiner Wil-

liam R. Tvers.

No. MC 107913 (Sub No. 6), filed February 23, 1960. Applicant: F & W EXPRESS, INC., 678 Louisiana Street, Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over a regular route, transporting: General commodities, except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Dyersburg, Tenn., and Nashville, Tenn., from Dyersburg over Tennessee Highway 104 to Milan, Tenn., thence over Alternate U.S. Highway 70 to junction U.S. Highway 70 at or near Huntingdon, Tenn., thence over U.S. Highway 70 to Nashville, and return over the same route, serving no intermediate or off-route points.

Note: Applicant states it does not propose to transport any freight by interchange at Memphis, Tenn., destined to Nashville, Tenn., and points beyond, nor does it propose to transport any freight originating at Mem-phis, Tenn., destined to points beyond Nashville, Tenn.; applicant also states it does not propose to transport any freight by interchange at Nashville, Tenn., destined to Memphis, Tenn., and points beyond, nor does applicant propose to transport any freight originating at Nashville, Tenn., for interchange at Memphis, Tenn.

HEARING: June 22, 1960, at the Dinkler-Andrew Jackson Hotel, Nashville, Tennessee, before Examiner Charles B. Heineman.

No. MC 108227 (Sub No. 2), filed February 26, 1960. Applicant: JOSEPH AVELLA AND ATTILIO AVELLA, doing business as AVELLA TRUCKMEN, 41-01 19th Avenue, Long Island City, New York. N.Y. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City 6. N.J. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Marble slabs, marble bases and marble statues, crated and uncrated when transported in the same vehicle, between points in the New York, N.Y., Commercial Zone, as defined by the Commission, and Washington, D.C., and points in Connecticut, Massachusetts, Maryland, New Jersey, New York, Pennsylvania, and  ${f Vermont}.$ 

HEARING: June 10, 1960, at 346 Broadway, New York, N.Y., before Examiner Isadore Freidson.

No. MC 109365 (Sub No. 18), filed February 18, 1960. Applicant: RONALD A. PATTERSON, doing business as AN-THONY & PATTERSON TRUCK LINE, P.O. Box 15, Ashdown, Ark. Applicant's attorney: Louis Tarlowski, Rector Building. Little Rock, Ark. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Lumber, from points in Louisiana within 200 miles of Ashdown, Ark., to points in Mississippi, Oklahoma, Texas, and Kansas.

Note: Applicant presently holds authority under MC 109365 to transport lumber from Ashdown, Ark., and points within 125 miles thereof to points in Oklahoma, Texas and Kansas. This application increases the origin territory to 200 miles of Ashdown, Ark., within the State of Louisiana only, and adds Mississippi as a destination. No duplicate authority is sought.

HEARING: June 13, 1960, at the Washington-Youree Hotel, Shreveport, La., before Examiner Donald R. Sutherland.

No. MC 109385 (Sub No. 29), filed March 21, 1960. Applicant: SUBLER TRANSFER, INC., East Main Street, Versailles, Ohio. Applicant's attorney: Taylor C. Burneson, 3430 Le Veque-Lincoln Tower, Columbus 15, Ohio. Authority sought to operate as a contract or common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat byproducts, in refrigerated equipment. between Milwaukee, Wis., and points within the Commercial Zone thereof, on the one hand, and, on the other, points in Ohio.

Note: A proceeding has been instituted under section 212(c) of the Interstate Com-merce Act to determine whether applicant's status is that of a contract or common carrier in No. MC 109385 (Sub No. 16).

HEARING: May 19, 1960, at the Offices of the Interstate Commerce Commission. Washington, D.C., before Examiner James A. McKiel.

No. MC 109521 (Sub No. 2), filed March 21, 1960. Applicant: WALTER E. COY, doing business as COY BROS., Box 416, Canfield, Ohio. Applicant's attorney: Earl N. Merwin, 85 East Gay Street, Columbus 15, Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes. transporting: Clay, both bagged and in bulk, and gun mix, (1) from points in Green Township, Mahoning County, Ohio, to points in Kentucky, Indiana, Michigan, and those in Pennsylvania on and west of U.S. Highway 219 and (2) from points in Lawrence County, Pa., to points in Ohio, Kentucky, Indiana, and Michigan and empty containers and pallets, on return.

Note: Applicant is also authorized to conduct operations as a contract carrier in Permit No. MC 110103; therefore dual operations under section 210 may be involved.

HEARING: May 20, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Charles B. Heineman.

No. MC 109637 (Sub No. 146), filed February 29, 1960. Applicant: SOUTH-ERN TANK LINES, INC., 4107 Bells Lane, Louisville 11, Ky. Applicant's representative: H. N. Nunnally, Traffic Manager (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, in bulk, in tank vehicles, from Troy, Ind., to points in Illinois and Kentucky, and rejected shipments of the above-specified commodities on return.

HEARING: June 8, 1960, at the Kentucky Hotel, Louisville, Kentucky, before Joint Board No. 1, or, if the Joint Board waives its right to participate, before Examiner Charles B. Heineman.

No. MC 109637 (Sub No. 147), filed February 29, 1960. Applicant: SOUTH-ERN TANK LINES, INC., 4107 Bells Lane, Louisville, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes,

transporting: Acids, chemicals, and cleaning compounds, in bulk, in tank vehicles, from McIntosh, Ala., and points within five miles thereof, to points in Kentucky, and rejected shipments of the above-described commodities on return.

HEARING: June 7, 1960, at the Kentucky Hotel, Louisville, Kentucky, before Joint Board No. 284, or, if the Joint Board waives its right to participate, before Examiner Charles B. Heineman.

No. MC 110388 (Sub No. 20) (Amendment), filed November 16, 1959, published in the March 9, 1960 issue of the Federal REGISTER. Applicant: UNION PACIFIC MOTOR FREIGHT COMPANY, a Corporation, 1416 Dodge Street, Omaha 2, Nebr. Applicant's attorneys: John J. Burchell and F. J. Melia, Union Pacific Railroad Company, 1416 Dodge Street, Omaha 2, Nebr. As previously noticed in the FED-ERAL REGISTER, the application covered authority for general commodities, including Classes A and B explosives, and certain exceptions, over 43 specified routes, subject to certain restrictions. The purpose of this publication is to advise that an additional route has been added as follows: (44) Between Pullman. Wash., and Moscow, Idaho, from Pullman over Washington Highway 3 to the Washington-Idaho State line, thence over Idaho Highway 8 to Moscow, and return over the same route. Further, restriction (2) as originally published has been modified to read: No service shall be rendered to or from any point not a station on the rail lines of Union Pacific Railroad Company of Spokane International Railroad Company.

**HEARING:** Remains as assigned May 16, 1960, at the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Oreg., before Joint Board No. 81, or, if the Joint Board waives its right to participate before Examiner William R. Tyers.

No. MC 110420 (Sub No. 254) filed March 15, 1960. Applicant: QUALITY CARRIERS, INC., Calumet Street, Burlington. Wis. Applicant's attorney: Paul F. Sullivan, Sundial House, 1821 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Vegetable oils, animal fats and blends thereof, in bulk, in tank vehicles, from Columbus, Ohio to points in Michigan, New York, Maine, Massachusetts, Pennsylvania, Maryland, and New Jersey.

HEARING: June 8, 1960, at the New Post Office Building, Columbus, Ohio before Examiner John L. York.

No. MC 110525 (Sub No. 413), filed March 25, 1960. Applicant: CHEMICAL TANK LINES, INC., 520 East Lancaster Avenue, Dowingtown, Pa. Applicant's attorney: Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes. transporting: Mineral spirits, in bulk, in tank vehicles, from Chicago, Ill., to Toledo, Ohio, and rejected shipments, on

Note: Applicant is also authorized to conduct operations as a contract carrier in Permit No. MC 117507; therefore dual operations under section 210 may be involved.

HEARING: June 14, 1960, in Room 852 U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Examiner Lacy W. Hinely.

No. MC 110659 (Sub No. 13), filed March 2, 1960. Applicant: COM-MERCIAL CARRIERS, INC., 302 Welch Street, Charleston, W. Va. Applicant's attorney: Theodore H. Ghiz, Suite 303 L & S Building, 812 Quarrier Street, Charleston, W. Va. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Malt beverages, in containers, (1) from Milwaukee, Wis., to all points on and south of U.S. Highway 60 in West Virginia. (2) from Detroit, Mich., to all points on and south of U. S. Highway 60 in West Virginia. (3) from St. Louis, Mo., to all points on and south of U.S. Highway 60 in West Virginia. (4) from Peoria, Ill., to all points on and south of U.S. Highway 60 in West Virginia. (5) from Cleveland, Ohio, to all points on and south of U.S. Highway 60 in West Virginia. (6) from Cumberland, Md., to all points on and south of U.S. Highway 60 in West Virginia. (7) from Louisville, Ky., to all points on and south of U.S. Highway 60 in West Virginia. (8) from Newark, N.J., to all points on and south of U.S. Highway 60 in West Virginia. (9) from Baltimore, Md., to all points on and south of U.S. Highway 60 in West Virginia, and empty containers or other such incidental facilities, used in transporting the above-described commodities, on return.

HEARING: June 2, 1960, at the City Council Chamber, City Hall, 501 Virginia Street, East, Charleston, W. Va., before

Examiner John L. York.
No. MC 111170 (Sub No. 61), filed February 15, 1960. Applicant: WHEE-LING PIPE LINE, INC., P.O. Box 270, E1 Dorado, Ark. Applicant's attorney: Ewell H. Muse, Jr., Suite 415, Perry Erooks Building, Austin, Tex. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, in bulk, in tank vehicles, from points in Desha County, Ark., to points in Mississippi, except points in Washington County, Miss. Crude, tall oil, in bulk, in tank vehicles, from Crossett, Ark., to points in Louisiana, Mississippi and Texas. Nitrogen fertilizer solution, in bulk, in tank vehicles, from El Dorado, Ark., to points in Missouri, Oklahoma, Tennessee, and Texas. Aqua ammonia, in bulk, in tank vehicles, from El Dorado, Ark., to points ir Texas. Nitric acid, in bulk, in tank vehicles, from El Dorado, Ark., to points in Texas. Ammonium nitrate fertilizer, from El Dorado, Ark., to points in Missouri. Oklahoma, Tennessee, and Texas. Manufactured fertilizer, dry, in bulk, and in bags, from Texarkana, Ark., to points in Louisiana, Texas, and Oklahoma. Talc, in bulk, and in bags, from Bryant, Saline County, Ark., to points in Mississippi and Tennessee. Ethylene dibromide, in bulk and in tank vehicles, from the plant site of the Michigan Chemical Co., at El Dorado, Ark., to St. Louis, Mich. Caustic soda, in bulk, in tank vehicles, from points in Jefferson County, Ark., to points in Illinois, Louisiana, Mississippi, Missouri, Oklahoma, Tennessee, and Texas. Muriatic acid, in bulk, in tank vehicles, from points in Jefferson County, Ark., to points in Colorado, Kansas, Kentucky, Louisiana, Missouri, Illinois, New Mexico, Oklahoma, and Texas. Creosote oil, in bulk, in tank vehicles, from Lone Star, Morris County, Tex., to points in Arkansas.

HEARING: June 15, 1960, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Donald R. Sutherland.

No. MC 111545 (Sub No. 34), filed September 2, 1959. Applicant: HOME TRANSPORTATION COMPANY, INC., 334 South Four Lane Highway, Marietta, Applicant's attorney: Paul M. Daniell, 213-217 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: A. Commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, without regard to their intended use. B. Parts, attachments and accessories for commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, between points in Michigan, Ohio, Indiana, Illinois, Wisconsin, and Iowa, on the one hand, and, on the other, points in Florida. Applicant is authorized to conduct operations in Alabama, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Ne-Massachusetts, braska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia.

HEARING: June 6, 1960, at the Morrison Hotel, Chicago, Illinois, before Ex-

aminer James I. Carr.

No. MC 111545 (Sub No. 35), filed September 2, 1959. Applicant: HOME TRANSPORTATION COMPANY, INC. 334 South Four Lane Highway, Marietta, Applicant's attorney: Paul M. Daniell, 214-217 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: A. Commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, without regard to their intended use. B. Parts, attachments and accessories for commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, between points in Michigan, Ohio, Indiana, Illinois, Wisconsin, and Iowa, on the one hand, and, on the other, points in South Carolina. Applicant is authorized to conduct operations in Alabama, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia.

HEARING: June 6, 1960, at the Morrison Hotel, Chicago, Ill., before Examiner James I. Carr.

No. MC 111545 (Sub No. 36), filed September 2, 1959. Applicant: HOME TRANSPORTATION COMPANY, INC., 334 South Four Lane Highway, Marietta, Ga. Applicant's attorney: Paul M. Daniell, 214-217 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting; A. Commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, without regard to their intended use. B. Parts, attachments and accessories for commodities as listed in Appendix VIII to the report in Description in Motor Carrier Certificates, 61 M.C.C. 209 between points in Michigan, Ohio, Indiana, Illinois, Wisconsin, and Iowa, on the one hand, and, on the other, points in Georgia. Applicant is authorized to conduct operations in Alabama, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia.

HEARING: June 6, 1960, at the Morrison Hotel, Chicago, Ill., before Examiner James I. Carr.

No. MC 111545 (Sub No. 37), filed September 2, 1959. Applicant: HOME TRANSPORTATION COMPANY, INC., 334 South Four Lane Highway, Marietta. Applicant's attorney: Paul M. Ga. Daniell, 214-217 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: A. Commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, without regard to their intended use. B. Parts, attachments and accessories for commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, between points in Michigan, Ohio, Indiana, Illinois, Wisconsin, and Iowa, on the one hand, and, on the other, points in North Carolina. Applicant is authorized to conduct operations in Alabama, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia.

HEARING: June 6, 1960, at the Morrison Hotel, Chicago, Ill., before Examiner James I. Carr.

No. MC 111545 (Sub No. 38), filed September 2, 1959. Applicant: HOME TRANSPORTATION COMPANY, INC., 334 South Four Lane Highway, Marietta, Ga. Applicant's attorney: Paul M. Daniell, 214-217 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: A. Commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, without regard to their intended use. B. Parts,

attachments and accessories for commodities as listed in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, between points in Michigan, Ohio, Indiana, Illinois, Wisconsin, and Iowa, on the one hand, and, on the other, points in Alabama. Applicant is authorized to conduct operations in Alabama, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia.

HEARING: June 6, 1960, at the Morrison Hotel, Chicago, Ill., before Examiner James I. Carr.

No. MC 111557 (Sub No. 24), filed March 30, 1960. Applicant: KARL E. MOMSEN, doing business as MOMSEN TRUCKING CO., N. Highway 71 and 18, Spencer, Iowa. Applicant's attorney: Carl L. Steiner, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Brass, aluminum, and zinc ingofs; zinc alloy ingots; magnesium sticks; aluminum flux; sheet steel, steel bars, and steel tubing, between Chicago, Ill., on the one hand, and, on the other, points in Iowa.

HEARING: May 12, 1960, at the Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Joint Board No. 54.

No. MC 112617 (Sub No. 62), filed January 8, 1960. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 5135, Cherokee Station, Louisville 5, Ky. Applicant's attorney: Joseph J. Leary, McClure Building, Frankfort, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Phosphoric acid and all grades of phosphatic fertilizer solutions, in bulk, in tank vehicles, from Sheffield, Ala., and points within five miles thereof, to points in Illinois, Indiana, Kentucky, Ohio, and Tennessee, and rejected shipments of the above-described commodities on return.

HEARING: June 7, 1960, at the Kentucky Hotel, Louisville, Ky., before Examiner Charles B. Heineman.

No. MC 112617 (Sub No. 65), filed February 12, 1960. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 5135, Cherokee Station, Louisville 5, Ky. Applicant's attorney: Joseph J. Leary, Mc-Clure Building, Frankfort, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, in bulk, in tank vehicles, from Troy, Ind., to points in Illinois and Kentucky, and rejected shipments only on return.

HEARING: June 8, 1960, at the Kentucky Hotel, Louisville, Kentucky, before Joint Board No. 1, or, if the Joint Board waives its right to participate, before Examiner Charles B. Heineman.

No. MC 113325 (Sub No. 8), filed February 23, 1960. Applicant: SLAY TRANSPORTATION CO., INC., 718

South Seventh Street. St. Louis, Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Acids and chemicals, dry in bulk, in specialized vehicles and shipper's specialized vehicles, (1) between points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined by the the Commission, on the one hand, and on the other, points in Alabama, Colorado, Florida, Georgia, Louisiana, Michigan, Minnesota, Mississippi, Montana, Nebraska, New Mexica, North Carolina, North Dakota, Ohio, South Carolina, South Dakota, Texas, Virginia, West Virginia, Wisconsin, and Wyoming. (2) from points in Arkansas, Illinois. Indiana, Iowa, Kansas, Kentucky, Missouri, Oklahoma, Pennsylvania, and Tennessee to points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined by the Commission; and (3) Empty shipper's specialized vehicles, from the above-specified destination points to the respective origin points.

Note: Any duplication with present authority to be eliminated.

HEARING: June 29, 1960, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before

Examiner Lacy W. Hinely.

No. MC 113779 (Sub No. 111), filed February 23, 1960. Applicant: YORK INTERSTATE TRUCKING, INC., 9020 LaPorte Expressway, P.O. Box 12385, Houston 17, Tex. Applicant's attorney: Dale Woodall (Same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Petroleum products and chemicals, except liquefied petroleum gas, in bulk, in tank vehicles, from points in Harris County, Tex., to points in Mississippi; and (2) Chemicals, except liquefied petroleum gas, in bulk, in tank vehicles, from points in Mississippi to points in Mississippi to points in Texas.

HEARING: June 6, 1960, at the Federal Office Building, 600 South Street, New Orleans, La., before Joint Board No. 246, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 114004 (Sub No. 34), filed December 22, 1959. Applicant: CHAN-DLER TRAILER CONVOY, INC., 8828 New Benton Highway, P.O. Box 1715, Little Rock, Ark. Applicant's attorney: Roy Finch, Jr., National Old Line Building, Little Rock, Ark. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Trailers designed to be drawn by passenger automobiles, by haulaway method, in initial movement. from points in Columbia County, Ark., to points in the United States. (2) boats not exceeding 23 feet in length, from points in Arkansas to points in the United States, and (3) empty containers or other such incidental facilities (not specified) used in transporting the commodities specified in this application, on return. Applicant is authorized to conduct operations throughout the United States.

HEARING: June 17, 1960, at the Arkansas Commerce Commission, Justice

Building, State Capitol, Little Rock, Ark., before Examiner Donald R. Sutherland.

No. MC 114091 (Sub No. 24), filed February 25, 1960. Applicant: DIRECT TRANSPORT COMPANY OF KEN-TUCKY, INC., 3601 South Seventh Street Road, Louisville, Ky. Applicant's attorney: Ollie L. Merchant, 712 Louisville Trust Building, Louisville 2, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Acids and chemicals, as described in Appendix XV to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, in bulk, in tank vehicles, between Jeffersonville, Ind., and points within ten (10) miles of Jeffersonville, on the one hand, and, on the other, points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia.

HEARING: June 6, 1960, at the Kentucky Hotel, Louisville, Kentucky, before Examiner Charles B. Heineman.

No. MC 115757 (Sub No. 23), filed March 10, 1960. Applicant: BULK MOTOR TRANSPORT, INC., 1400 Kansas Avenue, Kansas City, Kans. Applicant's attorney: Thomas N. Dowd, Ring Building, Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Flour, in bulk, between points in Alabama, Florida, Louisiana, Mississippi, and Tennessee.

HEARING: June 20, 1960, at the New Hotel Pickwick, Kansas City, Mo., before

Examiner Lacy W. Hinely.

No. MC 115818 (Sub No. 1), filed February 26, 1960. Applicant: EMANUEL J. CASAMASSIMA, 751 Summa Avenue. New Cassel, N.Y. Applicant's attorney: Edward M. Alfano, 2 West 45th Street, New York 36, N.Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Such merchandise as dealt in by retail furniture stores, from New Cassel, N.Y., to points in Monmouth, Middlesex, Somerset, Morris, Passaic, Bergen, Hudson, Essex, and Union Counties, N.J., and Litchfield, Fairfield, and New Haven Counties, Conn., and reshipped ship-ments of the above-described commodities on return.

NOTE: Applicant states the proposed operations will be under a continuing contract with Furniture Center, Westbury, Long Island, N.Y.

HEARING: June 9, 1960, at 346 Broadway, New York, N.Y., before Examiner Isadore Freidson,

No. MC 115994 (Sub No. 4), filed March 2, 1960. Applicant: JOHN P. FIDERAK AND STEVE J. FIDERAK, 202 Hunter Street, Tamaqua, Pa. Applicant's attorney: William J. Wilcox, 624 Commonwealth Building, Allentown, Pa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Coal, from points in Schuylkill County, Pa., and from the City of Hazleton, Luzerne County, Pa., and points in Luzerne and Carbon Counties, Pa., within five (5) miles of the limits of said city, to New York, N.Y., including points in the Boroughs of Manhattan, the Bronx, Queens, Brooklyn and Staten Island; slag and

slag products, from points in New Jersey to New York, N.Y., including points in the Boroughs of Manhattan, the Bronx, Queens, Brooklyn, and Staten Island; and on the return movement scrap iron and scrap steel, from points in New York, N.Y., including points in the Boroughs of Manhattan, the Bronx, Queens, Brooklyn, and Staten Island, to points in New Jersey and Pennsylvania.

Note: Applicant states any duplication may be eliminated.

HEARING: June 2, 1960, at 346 Broadway, New York, N.Y., before Examiner Francis A. Welch.

No. MC 116424 (Sub No. 5), filed March 15, 1960. Applicant: HERBERT B. FULLER, doing business as FULLER TRANSFER COMPANY, P.O. Box 422, Maryville, Tenn. Applicant's attorney: F. G. Asquith, Bank of Knoxville Building. Knoxville 2. Tenn. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products and meat by-products, as described in section A of Appendix 1 to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, in vehicles equipped with temperature control devices, in pool car or pool truck distribution service, on traffic originating outside Tennessee, (1) from the distribution points of John Morrell & Co., and Oscar Mayer & Co., at Knoxville, Tenn., to points in Cocke County, Tenn., (2) from the distribution points of Kingan Division of Hygrade Food Products Corporation and the E. Kahn's Sons Co., at Knoxville, Tenn., to points in Cocke and Campbell Counties, Tenn., and returned shipments of the above-described commodities. in vehicles equipped with temperature control devices, from points in Cocke and Campbell Counties, Tenn., to the abovespecified distribution points at Knoxville, Tenn.

Note: Applicant is also authorized to conduct operations as a common carrier in Certificate No. MC 118561; therefore dual operations under section 210 may be involved.

HEARING: June 15, 1960, at the County Court House, Knoxville, Tenn., before Joint Board No. 107, or, if the Joint Board waives its right to participate, before Examiner Charles B. Heineman.

No. MC 116459 (Sub No. 17), filed March 17, 1960. Applicant: RUSS TRANSPORT, INC., Airport Road, P.O. Box 8292, Chattanooga, Tenn. Applicant's attorney: Clifford E. Sanders, 321 East Center Street, Kingsport, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (a) Petroleum and petroleum products, in bulk, in tank vehicles, from points in Hamilton County, Tenn., to points in Alabama and Georgia; and (b) Residual fuel oil, from points in Knox County, Tenn., to points in North Carolina, Kentucky, and Virginia.

HEARING: June 22, 1960, at the Dinkler-Andrew Jackson Hotel, Nashville, Tennessee, before Examiner Charles B. Heineman.

No. MC 116616 (Sub No. 1), filed January 27, 1960. Applicant: SLEEPY

VALLEY FARM VAN SERVICE. INC., 123 South First Street, Nashville 6, Tenn. Applicant's attorney: Richard Gleaves, 106 State Office Building, Nashville 3, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Livestock, other than ordinary, and, in the same vehicle therewith, supplies and equipment used in the care and exhibition of such livestock, and mascots and personal effects of their attendants, trainers and exhibitors, between points in Alabama, Georgia, Maryland, Mississippi, New Jersey, New York, and Virginia.

HEARING: June 21, 1960, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Examiner Charles B.

Heineman.

No. MC 116914 (Sub No. 4) filed February 29, 1960. Applicant: DUBUQUE BULK TRANSPORT COMPANY, a Corporation, 1208 American Trust Building, Dubuque, Iowa. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Salt, (1) between Dubuque, Iowa, on the one hand, and, on the other, points in Illinois, Iowa, Minnesota, and Wisconsin; and (2) from Pekin, Ill., to points in Iowa; and Empty containers or other such incidental facilities (not specified) used in transporting Salt from the above-specified destination points to the respective origin points.

HEARING: June 13, 1960, in Room 852 U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Examiner Lacy W. Hinely.

No. MC 117391 (Sub No. 3), filed October 23, 1959. Applicant: E. L. RED-DISH, Box 182, 711 Shipley Street, Springdale, Ark. Applicant's attorney: Herman W. Huber, 101 East High Street, Jefferson City, Mo. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Soya bean meal, in bulk, (1) from Champaign, Decatur, and Quincy, Ill., to Springdale, Ark.; and (2) from Cedar Rapids, Belmond, and Washington, Iowa, to Springdale, Ark.

HEARING: June 23, 1960, at the Missouri Public Service Commission. Jefferson City, Mo., before Examiner Lacy W.

Hinely.

No. MC 117574 (Sub No. 51) (Correction), filed October 12, 1959, published in the Federal Register issue of March 23, 1960. Applicant: DAILY EXPRESS, INC., 65 West North Street, Carlisle, Pa. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Plastic resin, plastic resin accelerators and inhibitor, in bulk, in tank vehicles, and in containers, including U.S. Rubber Sealdtanks; and (2) Plastic products, between points in Pennsylvania north of U.S. Highway 422 and west of U.S. Highway 219 on the one hand, and, on the other, points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Ohio, Michigan, Indiana, and Kentucky. Applicant is authorized to conduct operations throughout the United States.

Note: The purpose of this republication is to correct the spelling of applicant's trade name, and identify correctly the highway erroneously referred to as U.S. Highway 42 as U.S. Highway 422.

HEARING: Remains as assigned: May 2, 1960, at the New Federal Building, Pittsburgh, Pa., before Examiner Alfred B. Hurley.

No. MC 117610 (Sub No. 4), filed February 29, 1960. Applicant: DERRICO COMPANY, INC., 907 East 141 Street, Bronx, N.Y. Applicant's attorney: Bert Collins, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a contract or common carrier, by motor vehicle, over irregular routes, transporting: (1) Paper and paper products, from Whippany, N.J., to points in Rockland, Orange, Westchester, Suffolk, and Nassau Counties, N.Y., and skids, pallets, and chocks on return: and (2) Waste paper, rags, skids, pallets and chocks from New York, N.Y., and points in Rockland, Orange, Westchester, Suffolk, and Nassau Counties, N.Y., to Whippany, N.J.

HEARING: June 8, 1960, at 346 Broadway, New York, N.Y., before Examiner

Isadore Freidson.

No. MC 118561 (Sub No. 1). March 15, 1960. Applicant: HERBERT B. FULLER, doing business as FULLER TRANSFER COMPANY, P.O. Box 422, Maryville, Tenn. Applicant's attorney: F. G. Asquith, Bank of Knoxville Building, Knoxville, 2, Tenn. Authority sought to operate as a common carrier, by motor vehicle over irregular routes, transporting: Meats, meat products and meat by-products as described in Section A of Appendix 1 to the report in Description in Motor Carrier Certificates, 61 M.C.C. 209 and 766, in vehicles equipped with temperature control devices, in pool truck distribution service, on traffic originating outside Tennessee and empty containers or other such incidental facilities, used in transporting the above described commodities, between points in the following counties in Tennessee, Sullivan, Washington, Carter, Unicol, Greene, Hawkins, Hancock, Claiborne, Hamblem, Grainger, Jefferson, Cocke, Sevier, Blount, Knox, Union, Campbell, Scott, Morgan, Fentress, Pickett, Overton, Putnam, Clay, Cumberland, White, Van Bled soe, Rhea, Sequatchie, Hamilton, Bradley, Polk, McMinn, Monroe, Loudon, Roane, Anderson, Meigs, Warren, and Marion, and points in the following counties in North Carolina, Madison, Buncombe, Haywood, Yancey, Mitchell, Henderson, Transylvania, Macon, Jackson, Clay, Cherokee, Graham, Swain, Rutherford, and McDowell, and points in the following counties in Kentucky, Whitley, McCreary, Cumberland, Clinton, Wayne, Russell, Pulaski, Laurel, Knox, Leslie, Clay Rockcastle, Harlan, Bell, and Perry.

Note: Applicant states in the event this application is granted it will relinquish its present authority in conflict with the application. Applicant is also authorized to conduct operations as a contract carrier in Permit No. MC 116423 Sub No. 1; therefore dual operations under section 210 may be involved.

HEARING: June 15, 1960, at the County Court House, Knoxville, Tenn., before Examiner Charles B. Heineman.

No. MC 118934 (Sub No. 1), filed October 30, 1959. Applicant: MAURICE BEDARD, 135 Richelieu Street, St. Johns, Quebec, Canada. Applicant's attorney: Reginald T. Abare, 63 North Main Street, Barre, Vt. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Agricultural implements, agricultural machinery, farm machinery and parts and accessories, and returned or rejected shipments, of the above-specified commodities, between Belleville, Intercourse, Lancaster, Mountville, and New Holland, Pa., and the ports of Entry on the International Boundary line between the United States and Canada located at Champlain and Rouses Point, N.Y.

HEARING: June 20, 1960, at the Washington County Court House, Montpelier, Vt., before Examiner Francis A.

No. MC 119118 (Sub No. 5), filed March 22, 1960. Applicant: LEWIS W. Mc-CURDY, AND MARGARET J. Mc-CURDY, doing business as McCURDY'S TRUCKING COMPANY, 571 Unity Street, Latrobe, Pa. Applicant's attorney: Paul F. Sullivan, 1821 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Malt beverages, in containers, from Baltimore, Md., to Sharon, Donora, Altoona, Erie, Meadville, Warren, Beaver, Everett, and Indiana, Pa., and points in Allegheny, Westmoreland, and Cambria Counties, Pa., and empty containers or other such incidental facilities (not specified) used in transporting malt beverages on return.

Note: Applicant also has contract carrier authority under MC 116564 and Subs thereunder. Dual operations under section 210 may be involved.

HEARING: June 15, 1960, at the New Federal Building, Pittsburgh, Pa., before Examiner John L. York.

No. MC 119118 (Sub No. 6), filed March 22, 1960. Applicant: LEWIS W. MCCURDY AND MARGARET J. Mc-CURDY, doing business as McCURDY'S TRUCKING COMPANY, 571 Unity Street, Latrobe, Pa. Applicant's attorney: Paul F. Sullivan, 1821 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Canned vegetables, from Oconomowoc, Wis., to Punxsutawney, Erie, and Warren, Pa., and damaged or rejected shipments on return.

Note: Applicant also has contract carrier authority under MC 116564 and Subs there-under. Dual operations under section 210 may be involved.

HEARING: June 16, 1960, at the New Federal Building, Pittsburgh, Pa., before Examiner John L. York.

No. MC 119163 (Sub No. 6), filed February 29, 1960. Applicant: ROLLING BOATS, INC., 27th Floor, Life & Casualty Tower, Nashville, Tenn. Applicant's attorney: Harold Seligman, 26th Floor,

Life & Casualty Tower, Nashville 3, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Boats (of any size and description), loaded in special rack boat trailers, and parts thereof, when accompanying the boats, (1) from Holland and Algonac, Mich., Caruthersville, Mo., Salisbury and Baltimore, Md., Chattanooga, Tenn., and Pompano Beach, Fla., to points in the continental United States, including the District of Columbia; (2) from Boston, Mass., New York, N.Y., Cockeysville, Md., and Norfolk, Va., to points in the continental United States, including the District of Columbia; (3) from Kansas City, Kans., to points in the continental United States, including the District of Columbia: (4) from Cincinnati, Ohio to points in the continental United States, including the District of Columbia; (5) from Indianapolis, Ind., to points in the continental United States, including the District of Columbia; (6) from New Orleans, La., to points in the continental United States, including the District of Columbia; (7) From Riverside, N.J., and points within five (5) miles thereof, to points in the continental United States, including the District of Columbia; and (8) from Marathon, N.Y., and points within five (5) miles thereof, to points in the continental United States, including the District of Columbia; and Empty containers or other such incidental facilities (not specified) used in transporting the above-described commodities, on return.

HEARING: June 20, 1960, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Examiner Charles B. Heineman.

No. MC 119163 (Sub No. 8) filed February 29, 1960. Applicant: ROLLING BOATS, INC., 27th Floor, Life & Casualty Tower, Nashville, Tenn. Applicant's attorney: Harold Seligman, 26th Floor, Life & Casualty Tower, Nashville 3, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Boats (of any size and description), loaded in special rack boat trailers, and parts thereof, when accompanying the boats, from points in Massachusetts and Maine to points in the continental United States, including the District of Columbia, and empty containers or other such incidental facilities (not specified) used in transporting the above-described commodities, on return.

HEARING: June 24, 1960, at the Senate Chamber State House, Augusta, Maine, before Examiner Isadore Freidson.

No. MC 119289 (Republication), filed November 3, 1959, originally published in the Federal Register, issue of February 3,1960. Applicant: W.B.STEPHENS AND FRANK M. TEACHOUT, a partnership doing business as SANTEE TRANSPORT, 217 South Franklin Street, Tampa, Fla. Applicant's attorney: Lewis H. Hill, Jr., First National Bank Building, Tampa 2, Fla. The subject application as originally noticed in the Federal Register incorrectly described the commodities proposed to be transported in item (2) of the notice. At the hearing March 14, 1960, at Tampa, Fla.,

before Examiner James I. Carr, the application was amended to correct the error. As amended and corrected, the authority sought by applicant is as follows: Authority sought to operate as a .common carrier, by motor vehicle, over irregular routes, transporting (1) Livestock and poultry feeds, prepared animal feeds, and animal feed supplements, prepared or unprepared, in bulk, bags or containers, from Minneapolis, Minn., including points in Hennepin and Ramsey Counties, Minn., to points in Florida; (2) Salt, salt products and compounds other than liquid, in bulk, bags or containers, from Hutchinson, Kans., including points in Reno County, Kans., Winnfield, La., including points in Winn Parish, La., and Houston, Hockley and Missouri City, Tex., including points in Harris County, Tex., to points in Florida; and (3) fish meal, in bags or containers, from Portland, Maine, including points in Cumberland County, Maine, to points in Florida; and exempt commodities under section 203(b) (6), on return.

Note: Applicant states the proposed operations under (1), (2) and (3) above will be in truckload lots, minimum 30,000 pounds, from point of origin. The purpose of this republication is to advise that any person or persons who may have been prejudiced by the error in the original publication, or by the amendment correcting same, may, within 30 days from the date of this republication, file an appropriate pleading. This republication also reflects the change in trade name from S & T Enterprises to Santee Transport.

No. MC 119363 (Amended) filed December 14, 1959, published in the Federal Register issue of January 13, 1960. Applicant: Raymond J. Lambert, doing business as RAY TRUCKING, 775 Mendon Road, R.F.D. No. 3, Cumberland, R.I. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bituminous concrete, loam, sand, gravel, soil and excavated materials, crushed stone, etc.

CONTINUED HEARING: June 14, 1960, in Room 308 Main Post Office Building, Providence, R.I., before Joint Board No. 134, or, if the Joint Board waives its right to participate, before Examiner Isadore Freidson.

No. MC 119422 (Sub No. 3), filed February 15, 1960. Applicant: EE-JAY MOTOR TRANSPORTS, INC., 15th and Lincoln, East St. Louis, Ill. Applicant's attorney: Delmar D. Koebel, 406 Missouri Avenue, East St. Louis, Ill. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Pre-Cast, prestressed and pre-fabricated concrete products, between points in Illinois, Kentucky, Missouri and Indiana, on the one hand, and, on the other, points in Kentucky, Missouri, Illinois, and Indiana.

Note: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a contract or common carrier. In No. MC 101082 (Sub No. 4).

HEARING: June 30, 1960, at the U.S. Court House and Custom House, 114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 119441 (Sub No. 3), filed February 23, 1960. Applicant: BAKER HI-WAY EXPRESS, INC., Stone Creek, Ohio. Applicant's attorney: Richard H. Brandon, Hartman Building, Columbus 15. Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Clay products, (1) from points in Beaver County, Pa., and Carroll County, Ohio to points in Illinois, Iowa, Michigan, Minnesota, Wisconsin, St. Louis, Mo., and points in St. Louis County, Mo. (2) from points in Stark County, Ohio to points in Illinois (except Chicago), Iowa, Michigan, Minnesota, Wisconsin, St. Louis, Mo. and points in St. Louis County, Mo., and empty containers or other such incidental facilities (not specified) used in transporting the commodities specified in this application on return.

HEARING: June 10, 1960, at the New Post Office Building, Columbus, Ohio, before Examiner John L. York.

No. MC 119470, filed February 1, 1960. Applicant: JOHN R. CHEESEMAN, Box 250, Fort Recovery, Ohio. Applicant's attorney: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Oil filters, gas filters, air filters, oil filter cartridges, gas filter cartridges and air filter cartridges, and parts therefor, from Greenville, Ohio, to Brigham City, Utah, and empty containers or other such incidental facilities used in transporting the above-described commodities, on return.

HEARING: June 9, 1960, at the New Post Office Building, Columbus, Ohio, before Examiner John L. York.

No. MC 119492, filed February 9, 1960. Applicant: NEW JERSEY TRUCKING CORPORATION, 148-152 First Street, Jersey City, N.J. Applicant's attorney: Harris J. Klein, 280 Broadway, New York 7, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Compressed gases, in multiple unit manifold tank trailers, and Liquified air-derived gases, in bulk, from Jersey City, N.J., to Hartford County, Conn., and empty multiple unit manifold tank trailers and empty shipper-owned trailers on return.

HEARING: June 9, 1960, at 346 Broadway, New York, N.Y., before Examiner Isadore Freidson.

No. MC 119509, filed February 15, 1960. Applicant: JOSEPH J. RODEWALD, doing business as J. J. RODEWALD, R.F.D. No. 5, Sedalia, Mo. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Carbon, between Brooklyn, N.Y., and Sedalia, Mo.

Note: Applicant indicates that the proposed transportation will be performed for Adco. Inc.

HEARING: June 23, 1960, at the Missouri Public Service Commission, Jefferson City, Mo., before Examiner Lacy W. Hinely.

No. MC 119515, filed February 17, 1960. Applicant: WILLIAM C. TRUE, Denmark, Maine. Authority sought to operate as a common carrier, by motor ve-

hicle, over regular routes, transporting: Wood Chips, from Fryeburg, Maine via Route No. 113 to junction with Route No. 16, to Berlin, N.H., and return over same route.

HEARING: June 23, 1960, at the Federal Building, Portland, Maine, before Joint Board No. 114, or, if the joint board waives its right to participate, before Examiner Isadore Freidson.

No. MC 119516, filed February 16, 1960. Applicant: MEL'S MOVING & STORAGE, INC., 268 Morgan Avenue, Brooklyn, N.Y. Applicant's attorney: Morris Honig, 150 Broadway, New York 38, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: New Furniture, (1) between New York, N.Y., and points in New York, New Jersey, and Connecticut; (2) between Jersey City, N.J., on the one hand, and, on the other points in Counties of Nassau, Suffolk, and Westchester, N.Y.

HEARING: June 6, 1960, at 346 Broadway, New York, N.Y., before Examiner

Isadore Freidson.

No. MC 119540, filed February 29, 1960. Applicant: RAYMOND MURPHY, doing business as MURPHY'S DELIVERY SERVICE, 60-80 56 Street, Maspeth, N.Y. Applicant's attorney: Bert Collins, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Decorator fabrics, in paper wrapped rolls and sample fabrics in hivelopes, between New York. N.Y., and Faterson, N.J.; and Yarn, from New York, E.Y., to Paterson, N.J., and empty containers or other such incidenial facilities (not specified) used in transporting the commodities specified in this application on return.

HEARING: June 8, 1960, at 346 Broadway, New York, N.Y., before Examiner

Isadore Freidson.

No. MC 119543. Filed February 29. 1960. Applicant: HENRY N. LANCIANI. Leominster Road, Sterling, Mass. Applicant's attorney: Arthur A. Wentzell, 39 Hartford Turnpike, Shrewsbury, Mass. Authority sought to operate as a common carrier, by motor vehicle over irregular routes, transporting: Coke, in bulk, in dump trucks, from New Haven, Conn. to Fitchburg, Gardner, Sterling, and Worcester, Mass.

HEARING: June 17, 1960, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 22, or, if the Joint Board waives its right to participate, before Examiner Isadore

Freidson.

No. MC 119548, filed March 1, 1960, Applicant: CONTINENTAL DIESEL CORPORATION, 1042 Atlantic Avenue, Brooklyn, N.Y. Applicant's attorney: Morris Honig, 150 Broadway, New York 38, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bicycles, and parts and accessories thereof, from New York, N.Y., to points in New Jersey, Pennsylvania, Connecticut, Massachusetts, and Rhode Island.

HEARING: June 10, 1960, at 346 Broadway, New York, N.Y., before Examiner Isadore Freidson. No. MC 119549, filed March 1, 1960. Applicant: CHRISTIE TURANO, 396 New Jersey Avenue, Brooklyn, N.Y. Applicant's attorney: Morris Honig, 150 Broadway, New York 38, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Homing pigeons, feed and water, and all accessorial equipment necessary for the proper training of pigeons, in seasonal operations between March 1 and November 30 inclusive, from New York, N.Y., to points in New Jersey, Maryland, and Delaware.

HEARING: June 13, 1960, at 346 Broadway, New York, N.Y., before Exam-

iner Isadore Freidson.

No. MC 119554, filed March 3, 1960. Applicant: J. A. LALIBERTE, Dixville, Stanstead, Quebec, Canada. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, Commercial chemical transporting: fertilizer materials and mixtures, in bulk and spread (spreading operation included), during the season between April 15 and November 15, (1) from ports of entry on the International Boundary line between the United States and Canada at or near the limits of Clinton and Franklin Counties, N.Y., to points and farms located within the limits of Essex. Clinton, Franklin, St. Lawrence, Lewis. and Jefferson Counties, N.Y.; (2) from ports of entry on the International Boundary line between the United States and Canada at or near the limits of Franklin and Orleans Countles, Vt., to points and farms located within the limits of Grand Isle, Franklin, Chittenden, Orleans, Lamoille, Washington, Addison, Caledonia, Orange, and Windsor Counties, Vt., and Grafton County, N.H.: and (3) empty containers of other such incidental facilities (not specified) used in transporting the commodities specified in this application on return.

Note: Applicant states shipments are restricted to one Shipper only,

IIEARING: June 21, 1960, at the Washington County Court House, Montpelier, Vt., before Joint Board No. 326, or, if the Joint Board waives its right to participate, before Examiner Francis A. Welch.

No. MC 119569, filed March 10, 1960. Applicant: RAYMOND BUTLER, doing business as BUTLER COAL COMPANY, 40 Mechanic Street, Port Jervis, N.Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Coal, in bulk, which has prior movement by rail, in dump body vehicles, between points in Delaware, Sullivan, Orange, Ulster, Putnam, Dutchess, and Westchester Counties, N.Y.

HEARING: June 3, 1960, at 346 Broadway, New York, N.Y., before Examiner Francis A. Welch.

Francis A. Welch.
No. MC 119581, filed March 14, 1960.
Applicant: ROY J. STEARNS, doing business as STEARNS MOTOR COMPANY, South Main Street. Monticello, Wayne County, Ky. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bulk gasoline, oils and greases, in

boxes, cans and cartons, from Clarksville, Ind., to Monticello, Wayne County, Ky., and points in Russell, Pulaski, and Clinton Counties, Ky., and refected, damaged or refused shipments, and empty containers or other such incidental facilities (not specified) used in transporting the above-described commodities on return.

HEARING: June 9, 1960, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 155, or, if the Joint Board waives its right to participate, before Evaminer Charles B. Helpeman

Examiner Charles B. Helneman.

No. MC 119607, filed March 22, 1960.
Applicant: LOUIS E. HORWATH, 75
Meadow Lane, Uniontown, Pa. Applicant's attorney: Hugh J. Lane, 78 East
Main Street, Uniontown, Pa. Authority
sought to operate as a common carrier,
by motor vehicle, over irregular routes,
transporting: Coal, from points in Preston, Monongalla, and Marion Counties,
W. Va., to points in Fayette County, Pa.;
and coke ashes from points in Fayette
County, Pa., to points in Preston, Monongalla, and Marion Counties, W. Va.

HEARING: June 17, 1960, at the New Federal Building, Pittsburgh, Pa., before

Examiner John L. York.

No. MC 120263 (Sub. No. 1), filed October 26, 1959. Applicant: LEE-MAE TRAILER TRANSPORTS, INC., Route No. 1, Box 30, Bismarck, Mo. Applicant's attorney: Joseph R. Nacy, 117 West High Street, Jefferson City, Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: House trailers, cabin trailers, bungalow trailers, and trailers containing special equipment, and parts and accessories attached thereto and contained therein, in secondary movements, in truckaway service, and damaged, refused, rejected, returned or traded-in shipments of such commodities. (1) Between points in Missouri within an area bounded on the north by the northern boundaries of Washington, St. Francois, and Ste. Genevieve Counties; on the east by the Mississippi River; on the south by the Arkansas-Missouri State line; and on the west by the western boundaries of Washington, Iron, Wayne and Butler Counties, on the one hand, and, on the other, points in the Commercial Zones of St. Louis, Mo.-East St. Louis, Ill., and Kansas City, Mo.-Kansas City Kans. (2) Between the Missouri points described above, on the one hand, and, on the other, points in Illinois on and south of U.S. Highway 50. (3) Between the Missouri points described above, on the one hand, and, on the other, points in Kentucky on and west of U.S. Highway 31W. (4) Between the Missouri points described above, on the one hand, and on the other, points in Tennessee west of the Tennessee River. (5) Between the Missouri points described above, on the one hand, and, on the other, points in Arkansas on the north of U.S. Highway 64. (6) Between points within Ste. Genevieve, St. Francois, Washington, Iron, Wayne, and Butler Counties, Mo. Applicant is authorized to conduct operations in Missouri under the second proviso of section 206(a)(1), which has been assigned Docket No. MC 120263.

HEARING: June 24, 1960, at the Missouri Public Service Commission, Jefferson City, Mo., before Examiner Lacy W. Hinely.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 115025 (Sub No. 5), filed March 14, 1960. Applicant: SHORT LINE OF CONNECTICUT, IN-CORPORATED, doing business SHORT LINE, 150 Gilbert Street, East Hartford, Conn. Applicant's attorney: John L. Collins, 49 Pearl Street, Hartford 3. Conn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage, in special round trip operations, during the racing seasons of each year, beginning and ending in Waterbury, Hartford, East Hartford, West Hartford, Wethersfield, New Britain, Meriden, Wallingford, and New Haven, Conn., and extending to Berkshire Downs race track in Savoy, Berkshire County, Mass.

HEARING: June 7, 1960, at the U.S. Court Rooms, Hartford, Connecticut, before Joint Board No. 22, or, if the Joint Board waives its right to participate, before Examiner Francis A. Welch.

No. MC 119538, filed February 26, 1960. Applicant: JULES LESSARD, doing business as LESSARD BUS LINES REG'D, 4 Massawippi Street, Lennoxville, Quebec, Canada. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage, in charter service, beginning and ending at ports of entry on the International Boundary line between the United States and Canada at or near Newport, North Troy, Richford, and Norton Mills, Vt., and extending to points in Vermont, New Hampshire, Maine, Massachusetts, Connecticut, New York. Rhode Island, Pennsylvania, Ohio, West Virginia, Virginia, North Carolina, South Carolina, Georgia, Florida, Maryland, New Jersey, Delaware, Michigan, and Washington, D.C.

HEARING: June 21, 1960, at the Washington County Court House, Montpelier, Vt., before Examiner Francis A. Welch.

No. MC 119556, filed March 4, 1960. Applicant: ROY H. CALLAHAN, doing business as ROUND HILL LIMOUSINE SERVICE, North Lake Avenue, Greenwich, Conn. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, 'ransporting: Passengers and their boggage, and air cargo, having an immediate or subsequent movement by air, between New Haven. Conn., and the New York International Airport (Idlewild): from the Taft Hotel, New Haven, via New Haven City streets to the Connecticut Turnpike, thence via the Connecticut Turnpike to Bridgeport, Conn., thence via Bridgeport City Streets to the Hotel Stratfield in Bridgeport, and return via City streets to the Connecticut Turnpike, hence via the Connecticut Turnpike to Westport, Conn., thence via Westport City Streets to Baer's (Riverside opposite the New Haven Railroad Station), and return v.a City Streets to the Connecticut Turnpike, thence via said Turnpike to Stamford, Conn., and

over Stamford City streets to the Roger Smith Hotel in Stamford, return over Stamford City Streets to the Connecticut Turnpike, thence via said Turnpike to Greenwich, Conn., thence over Greenwich City streets to the Pickwick Arms Hotel in Greenwich, and return over City streets to the Connecticut Turnpike, thence via said Turnpike to the Connecticut-New York State line, thence via the New England Thruway to the Hutchinson River Parkway, thence via the Hutchinson River Parkway to the Whitestone Bridge, thence via the Whitestone Bridge to Whitestone Parkway, thence via Whitestone Parkway to Grand Central Parkway, to LaGuardia Airport, thence via Grand Central Parkway to Van Wyck Expressway, to the New York International Airport (Idlewild), and return over the same routes, serving all intermediate points.

HEARING: June 7, 1960, at the U.S. Court Rooms, Hartford, Copu., before Examiner Francis A, Welch.

#### APPLICATION FOR BROKERAGE LICENSE

#### MOTOR CARRIER OF PASSENGERS

No. MC 42242 (Sub No. 1), filed March 1960 Applicant: CONSOLIDATED TERMINAL AND TRAVEL BUREAU. INC., 203 West 41st Street, New York, N.Y Applicant's attorney: Robert E. Goldstein, 24 East 40th Street, New York 18, N.Y. For a License as a broker (BMC 5) at New York, N.Y., in arranging for transportation in interstate or foreign commerce, by motor vehicle, of individual passengers and groups of passengers, and their baggage, and express and newspapers in the same vehicle with passengers, in special or charter operations, between New York, N.Y., on the one hand, and, on the other, points in Alaska and Hawaii.

HEARING: June 3, 1960, at 346 Broadway, New York, N.Y., before Examiner Francis A. Welch.

APPLICATIONS IN WHICH HANDLING WITH-OUT ORAL HEARING IS REQUESTED

#### MOTOR CARRIERS OF PROPERTY

No. MC 2306 (Sub No. 5), filed April 1960. Applicant: STRICKLAND MOTOR FREIGHT LINES, INC., P.O. Box 5689, Dallas, Tex. Applicant's attorney: W. T. Brunson, Leonhardt Building, Oklahoma City, Okla. Authority sought to operate as a common carrier, by motor vehicle, over regular route, transporting: General commodities, except those of unusual value. Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, between Cleveland, Ohio, and Strickland Transportation Co., Inc., terminal located at the first corner of the intersection of Brush Road and Massilon Road, approximately 1 mile north of Richfield, Ohio, serving no intermediate points, and providing no service to local shippers at Richfield, Ohio, over U.S. Highway 21.

NOTE: Applicant states that it will use the Richfield Service as its Cleveland, Ohlo, Terminal. The Extended authority is sought to permit the use of a terminal which is not located at a point on its authorized routes.

No. MC 8964 (Sub No. 15), filed March 30, 1960. Applicant: WITTE TRANS-PORTATION COMPANY, a Corporation, 2461 North Cleveland Avenue, St. Paul 13, Minn. Authority sought to operate as a common carrier, by motor vehicle. over irregular routes, transporting: Liquid carbon dioxide, in shipper-owned tank trailers specially constructed for pressurized contents with auxiliary equipment for unloading, from St. Paul, Minn., to points in North Dakota, and empty shipper-owned tank trailer and auxiliary unloading equipment used in transporting the above-described commodity on return.

No. MC 35890 (Sub No. 14), filed March 23, 1960. Applicant: BLODGETT UNCRATED FURNITURE SERVICE. INC., 845 Chestnut Street, SW., Grand Rapids, Mich. Applicant's attorney: William C. Arrison, Bank of Jamestown Building, Jamestown, N.Y. Authority sought to operate as a common carrier. by motor vehicle, over irregular routes, transporting: Refrigerators, ranges, laundry equipment, freezers, ice cream cabinets, and beverage coolers, uncrated, both household and non-household, between Grand Rapids, Mich., on the one hand, and, on the other, points in New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Maryland, Virginia, Wisconsin, Minnesota, Iowa, and Missouri.

No. MC 52947 (Sub No. 27), filed April 4. 1960. Applicant: PINSON TRANSFER COMPANY, INC., 119 Twentieth Street. Huntington, W. Va. Applicant's attorney: Chas. T. Dodrill, 600 Fifth Avenue, Huntington, W. Va. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, between Ashland, Ky. and Maysville, Ky., as follows: From Ashland over U.S. Highway 23 to South Portsmouth, Ky., thence over Kentucky Highway 10 to Maysville, and return over the same routes, serving all intermediate points.

No. MC 75872 (Sub No. 22), filed March 30, 1960. Applicant: BOSTON & MAINE TRANSPORTATION COM-PANY. a Corporation, 1 Monsignor O'Brien Highway, Cambridge, Mass. Applicant's attorney: R. G. Bleakney, Jr., 150 Causeway Street, Boston 14, Mass. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, including those of unusual value, Classes A and B explosives. household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (1) between Concord, N.H., and junction U.S. Highway 3 and New Hampshire Highway 28, near Suncook, N.H., from Concord over U.S. Highway 3 to junction New Hampshire Highway 28, near Suncook. and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad, and the off-route point of Suncook. (2) Between Concord, N.H., and junction U.S. Highway 4 and New Hampshire Highway 28, near Gossville, N.H., from Concord over U.S. Highway 4 to junction New Hampshire Highway 28. near Gossville, and return over the same

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route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. (3) Between Rochester, N.H., and junction U.S. Highway 202 and New Hampshire Highway 4, near Barrington, N.H., from Rochester over U.S. Highway 202 to junction New Hampshire Highway 4, near Barrington, and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. (4) Between Leominster, Mass., and Worcester, Mass., from Leominster over Massachusetts Highway 12 to Worcester, and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. (5) Between Westminster, Mass., and West Boylston, Mass., from Westminster over Massachusetts Highway 140 to junction Massachusetts Highway 12 in West Boylston, and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. (6) Between Ayer, Mass., and West Boylston, Mass., from Ayer over Massachusetts Highway 110 to junction Massachusetts Highway 12 in West Boylston, and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. (7) Between Holyoke, Mass., and Athol, Mass., from Holvoke over U.S. Highway 202 to junction Massachusetts Highway 2 in Athol, and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. (8) Between East Northfield, Mass., and Winchester. N.H., from East Northfield over Massachusetts Highway 10 to the Massachusetts-New Hampshire State line, thence over New Hampshire Highway 10 to Winchester, and return over the same route, serving all intermediate points which are stations on the rail line of the Boston and Maine Railroad. Restrictions: The service sought to be subject to the following conditions: The service to be performed by carrier shall be limited to service which is auxiliary to, or supplemental of, rail service. Shipments transported by carrier shall be limited to those moving on through bills of lading or express receipts covering, in addition to a motor carrier movement, prior or subsequent movement by rail. Such further conditions as the Commission, in the future, may find necessary to impose in order to restrict carrier's operations to service which is auxiliary to or supplemental of, rail service. The authority granted herein, to the extent that it authorizes the transportation of Classes A and B explosives shall be limited in point of time, to a period expiring five years from the date of issuance thereof.

No. MC 116063 (Sub No. 8), filed March 31, 1960. Applicant: C & R TRANSPORT COMPANY, INC., Winnsboro, Tex. Applicant's attorney: T. S. Christopher, Continental Life Building, Fort Worth 2, Tex. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sulphur, liquid and dry in tank trucks, from the site of the Tidewater

Oil Company plant located 4.2 miles north of Scroggins, Franklin County, Tex., located on Farm to Market Highway 115, and from points within 15 miles of said plant site, to points in Arkansas, Mississippi, Louisiana, Oklahoma, Kansas, Illinois, Iowa, Missouri, Nebraska, Indiana, and Pittsburgh, Pa., and rejected shipments of the above-described commodity, on return.

#### PETITION

No. MC 15348 (Sub No. 7), (PETI-TION TO REOPEN PROCEEDINGS, AND FOR INTERPRETATION, CLARI-FICATION AND MODIFICATION OF COMMODITY DESCRIPTION, AND FOR WAIVER OF RULE 101(e)). Petitioner: NEBRASKA MOTOR TRANS-PORT, INC., 1211 Mason Street, Omaha, Nebr. Petitioner's attorney: R. E. Powell, 1005-06 Trust Building, Lincoln, Nebr. Petition filed March 18, 1960, to reopen proceedings, and for clarifica-tion, and modification of commodity description issued in Permit Nos. MC 60165 and MC 60165 (Sub No. 1). The subject permits were originally issued to Herbert P. Smith, doing business as M. & S. Truck Line, subsequently transferred and reissued to Ralph Meinershagen, doing business as Nebraska-Wisconsin Truck Line, and under date of April 22, 1952, pursuant to MC-FC 54188, transferred to petitioner and assigned docket No. MC 15348 (Sub No. 7). The commodity description contained in the subject permits reads as follows: dairy products, equipment and supplies, agricultural implements and parts, and twine. Petitioner prays the Commission waive the provisions of Rule 101(e) and allow petitioner to file this petition to reopen Dockets MC 60165 and MC 60165 (Sub No. 1) for the sole and only purpose of enabling the Commission to interpret, clarify and if necessary modify the commodity description presently granted to petitioner in Docket MC 15348 (Sub No. 7). Petitioner further prays that in the event the Commission does grant the request of the applicant and does reopen Dockets MC 60165 and MC 60165 (Sub No. 1) that a formal hearing be held in connection with said reopening and that petitioner be granted permission to introduce further and additional evidence in support of its contention that the operating authority originally granted to Herbert P. Smith, doing business as M. & S. Truck Line did not properly and correctly reflect the motor carrier operations being conducted by the said Herbert P. Smith on and prior to the original "grandfather" date. Any person or persons desiring to oppose the requested relief may file representations for that purpose within 30 days from the date of this publication in the Federal Register.

## PETITION

No. MC 38541 (PETITION FOR DE-CLARATORY ORDER INTERPRETING CERTIFICATE), filed February 29, 1960. Petitioner: WHITE MOTOR EXPRESS, INCORPORATED, Lafayette, Tenn. Petitioner's attorney: Charles H. Hudson, Jr., 407 Broadway National Bank Building, Nashville, Tenn. By Certifi-

cate No. MC 38541, petitioner was authorized to transport general commodities, with the usual exceptions. between Louisville, Ky., and Lebanon, Tenn., over specified regular routes, serving all intermediate points in Tennessee, and certain off-route points including Carthage, Tenn. In Certificate No. MC 38541 (Sub No. 1) petitioner is authorized to transport general commodities, without exceptions, between Nashville, Tenn., and Lafayette, Tenn., over specified regular routes, serving all intermediate points within 5 miles of La-The manner of petitioner's favette. service to Carthage is the matter here at issue. Petitioner prays that the Commission enter an order declaring that it may continue its present manner of serving Carthage, or in the alternative, set the matter for oral hearing in Nashville. Tenn. Any person or persons desiring to participate in this proceeding may make representations for or against the relief sought requested by the petitioner within 30 days from this publication in the Federal Register.

Applications for Certificates or Permits Which Are To Be Processed Concurrently With Applications Under Section 5, Governed by Special Rule 1.240 to the Extent Applicable

#### MOTOR CARRIER OF PROPERTY

No. MC 84212 (Sub No. 24) (Republication), filed February 26, 1960, published in the March 9, 1960 issue of the Federal Register. Applicant: DORN'S TRANSPORTATION, INC., First Avenue, Rensselaer, N.Y. Applicant's attorney: John J. Brady, Jr., 75 State Street, Albany 7, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, within the State of New York, as follows: (1) Between Buffalo and Albany. (a) from Buffalo over New York Highway 5 to Albany, and return over the same route, serving all intermediate points, and the off-route points of Akron, Oakfield, Elba, Verona, Marcy, Brewerton, Rome, and Oneida, N.Y. (b) From Buffalo over New York Highway 130 to junction U.S. Highway 20, thence over U.S. Highway 20 to Albany, and return over the same route, serving all intermediate points, and the off-route points of Attica and Alexander. (2) Between Buffalo and Falconer, from Buffalo over New York Highway 62 to junction U.S. Highway 20, thence over U.S. Highway 20 to Westfield, thence over New York Highway 17, through Jamestown, to Falconer, and return over the same route, serving all intermediate points, and the off-route point of Dunkirk. (3) Between Buffalo and Jamestown, from Buffalo over U.S. Highway 62 to Jamestown, and return over the same route, serving the intermediate point of North Collins. (4) Between Waterloo and Ithaca, from Waterloo over New York Highway 96 to Ithaca, and return over the same route, serving all intermediate points. (5) Between

Syracuse and Ithaca, from Syracuse over U.S. Highway 11 to Cortland, thence over New York Highway 13 to Ithaca and return over the same route, serving the intermediate points of Cortland and Dryden, and the off-route point of Groton. (6) Between Utica and Norwich, from Utica over New York Highway 12 to Norwich, and return over the same route, serving all intermediate points. (7) Between Buffalo and Rochester, from Buffalo over New York Highway 33 to Rochester, and return over the same route, serving all intermediate points, and the off-route point of Cold Water. (8) Between Buffalo and Niagara Falls, from Buffalo over both New York Highways 384 and 266 to Niagara Falls, and return over the same route, serving all intermediate points. (9) Between Buffalo and Plattsburg, from Buffalo over New York Highway 263 to Lockport, thence over New York Highway 31 to Rochester, thence over U.S. Highway 104 to Maple View, thence over U.S. Highway 11 to Chateaugay, thence over New York Highway 374 to junction New York Highway 3, and thence over New York Highway 3 to Plattsburg, and return over the same route, serving all intermediate points, and the off-route points of Fulton, Hilton, Sackets Harbor, Keeseville, Hamlin, Greece, North Rose, Norfolk, Ellenburg, and Peru. (10) Between Watertown and Malone, from Watertown over New York Highway 37 to Malone, and return over the same route, serving the intermediate points of Hammond, Ogdensburg, and Massena, and the off-route point of Alexandria Bay. (11) Between Watertown and Saranac Lake, from Watertown over New York Highway 3 to Saranac Lake, and return over the same route, serving the intermediate point of Black River, Great Bend, Carthage, and Tupper Lake. (12) Between Rochester and Syracuse, from Rochester over New York Highway 31 to Weedsport, thence over New York Highway 31B to junction New York Highway 5, thence over New York Highway 5 to Syracuse, and return over the same route, serving all intermediate points. (13) Between Utica and Watertown, from Utica over New York Highway 12 to Watertown, and return over the same route, serving the intermediate points of Boonville and Lowville. (14) Between Watertown and Cape Vincent, from Watertown over New York Highway 12E to Cape Vincent, and return over the same route, serving all intermediate points, and the off-route point of Dexter. (15) Between Watertown and Clayton, from Watertown over New York Highway 12 to Clayton, and return over the same route, serving all intermediate points. (16) Between Utica and Schenectady, from Utica over New York Highway 5S to Schenectady, and return over the same route, serving all intermediate points. (17) Between Mayville and Jamestown, from Mayville over New York Highway 17J to Jamestown, and return over the same route, serving all intermediate points. (18)Between Geneva and Romulus, from Geneva over New York Highway 96A to Romulus, and return over the same route, serving all intermediate points.

This application is directly related to Docket No. MC-F 7459 published in the March 2, 1960 issue of the FEDERAL REGISTER.

Note: The purpose of this republication is to add to route (1)(a) between Buffalo and Albany, N.Y., the two additional offroute points, Rome and Oneida, N.Y.

# APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carrier of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto (49 CFR 1.240).

No. MC-F 7474, (GORDONS TRANS-PORTS, IN C.—CONTROL—HUFF TRUCK LINE, INC.), published in the March 16, 1960, issue of the FEDERAL REGISTER on page 2191. Application filed April 4, 1960, for temporary authority under section 210a(b).

No. MC-F 7494. Authority sought for purchase by RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver 5, Colo., of the operating rights of CALI-FORNIA EXPRESS, INC., 1701 Vinewood, Fort Worth 12, Tex., and for acquisition by J. W. RINGSBY, also of Denver, of control of such rights through the purchase. Applicants' attorney and representative, respectively: John W. Carlisle and Eugene St. M. Hamilton, both of 3201 Ringsby Court, Denver, Colo. Operating rights sought to be transferred: Wine, in bulk, in tank vehicles, as a common carrier over irregular routes, from Fresno, Modesto, Tulare, Sonoma, Asti, and Di Giorgio, Calif., to Fort Worth, Dallas, and San Antonio, Tex., from points in California to Denver, Colo., from points in California (except Fresno, Modesto, Tulare, Sonoma, Asti, and Di Giorgio) to Dallas, Fort Worth, and Houston, Tex., and from Fresno, Modesto, Tulare, Sonoma, Asti, and Di Giorgio, Calif., to Houston, Tex.: cottonseed oil, in bulk, in tank vehicles. from Loving and Roswell, N. Mex., to Abilene, Dallas, Fort Worth, San Antonio, and Sherman, Tex., and Oklahoma City, Okla. Vendee is authorized to operate as a common carrier in Colorado. Wyoming, Nebraska, Illinois, Iowa, California, Utah, Missouri, and Nevada. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7495. Authority sought for purchase by M. C. SLATER, INC., 1129 Bremen Avenue, St. Louis 7, Mo., of the operating rights and property of DAVID V. FOLEY, JR., doing business as FOLEY TRUCK SERVICE, 3934 Lindell Boulevard, St. Louis 2, Mo. Applicants' attorney: Douglas Stutsman, 305 Buder Building, St. Louis 1, Mo. Operating rights sought to be transferred: General commodities, excepting, among others, household goods and commodities in bulk, as a common carrier over regular routes between Pierron, Ill., and St. Louis, Mo., serving intermediate and offroute points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined by the Commission, and those within 15 miles of Pierron; general commodities, except Class A and B explosives, household goods, as defined by the Commission, and commodities requiring special equipment, over irregular routes, between points in the St. Louis, Mo-East St. Louis, Ill., Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in St. Louis County, Mo., beyond the said commercial zone, except Valley Park, Mo. Vendee is authorized to operate as a common carrier in Illinois and Missouri. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7497. Authority sought under section 5 of the Interstate Commerce Act for the following: (1) for INDUSTRIAL TRANSIT, INC., 3401 North Dort Highway, Flint, Mich., a new corporation which is not a carrier under the act. to acquire control of INDUSTRIAL TRANSPORT, INC., 2221 Williams Street, Lansing, Mich., through purchase of capital stock, (2) for the former to cause the latter to sell to DEALERS TRANSIT, INC., 7701 South Lawndale Avenue, Chicago 52, Ill., the automotive vehicle driveaway operating rights of INDUSTRIAL TRANSPORT, INC., and (3) for the merger into INDUSTRIAL TRANSIT, INC., of the properties and remaining operating rights of INDUS-TRIAL TRANSPORT, INC. Applicants' attorney: James W. Wrape, Sterick Building, Memphis, Tenn. INDUS-TRIAL TRANSPORT, INC., holds the following authority, as condensed, issued by the Interstate Commerce Commission: (A) new automobiles, new trucks, new bodies, new cabs, and new chassis, restricted to initial volume movements. in truckaway and driveaway service, as a common carrier over irregular routes, from places of manufacture and assembly in Lansing, Mich., to points in Illinois, Indiana, Iowa, Michigan, New York, Ohio, and West Virginia, and certain points in Pennsylvania; automobiles, trucks, bodies, cabs, and chassis, new, used, unfinished and/or wrecked, restricted to subsequent or secondary movements, in truckaway or driveaway service, between all points named or described above; new automobiles, trucks, chassis, bodies, and cabs, restricted to initial movements, from Lansing, Mich., to Cumberland and Frostburg, Md., points in North Carolina and South Carolina and certain points in Pennsylvania; passenger automobiles, chassis, and bodies, from Lansing, Mich., to Roanoke, Va., with service to Roanoke restricted to traffic moving beyond Roanoke: (B) new commercial trucks, new commercial truck bodies, new commercial cabs, new commercial truck chassis, and parts thereof, restricted to initial movements. in driveaway service, from places of manufacture and assembly in Lansing, Mich., and in Wayne County, Mich., to points in Alabama, Arkansas, Colorado, Connecticut, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, North Carolina, North Dakota, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vir-

ginia, West Virginia, and Wisconsin, from places of manufacture and assembly in Pontiac, Mich., to points in Illinois, Indiana, Michigan, Missouri, New York, Ohio, Pennsylvania, and Wisconsin, from places of manufacture and assembly in Flint, Mich., to points in Illinois, Michigan, Minnesota, Missouri, Ohio, South Dakota, West Virginia, and Wisconsin, from places of manufacture and assembly in Fort Wayne, Ind., to points in Illinois, Michigan, Ohio, and Pennsylvania, from places of manufacture and assembly in Cleveland and Springfield, Ohio, to points in Illinois. Michigan, Ohio, and Pennsylvania, and from places of manufacture and assembly in South Bend, Ind., to points in Indiana, Michigan, and Pennsylvania; commercial trucks, commercial truck bodies, commercial cabs, and commercial truck chassis, and parts thereof new, used, unfinished, and/or wrecked, restricted to subsequent or secondary movements, in driveaway service, between all points named or specified above: new and used passenger and commercial automobiles, chassis, trucks, cabs, and bodies, in driveaway service, from points in Macomb County, Mich., to points in Alabama, Arkansas, Colorado, Connecticut, Florida, Georgia, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, New Hampshire, New Jersey, North Carolina, North Dakota, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and the District of Columbia; new and used passenger and commercial automobiles, chassis, trucks, cabs and bodies, other than those specially constructed for use in taxicab service, in driveaway service, from Kalamazoo, Mich., to points in Alabama, Arkansas; Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. RESTRICTION: Carrier shall not combine the initialmovement rights under section (A) with the secondary movement rights under section (B) nor the secondary-movement rights under section (A) with the initialmovement rights under section (B) for the performance of through transportation under such combinations. As stated above under (2), DEALERS TRANSIT, INC., seeks to purchase all "driveaway" service authority under the above-described operating rights. DEALERS TRANSIT, INC., is authorized to operate as a common carrier in all States and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7498. Authority sought for purchase by JOHNSON TRUCK SERV-ICE, INC., P.O. Box 273, Tillamook, Oreg., of the operating rights and property of THEODORE L. FREEMAN AND WILLIAM L. CAMPBELL, doing business as BROOKINGS LIVESTOCK & TRUCKING CO., P.O. Box 1218, Brookings, Oreg., and for acquisition by JEW-ELL JOHNSON, also of Tillamook, of control of such rights and property through the purchase. Applicants' attorney: Norman E. Sutherland, 1100 Jackson Tower, Portland, Oreg. Operating rights sought to be transferred: Lumber, as a common carrier over irregular routes, from points in Coos and Curry Counties, Oreg., to points in California; building materials, as described in Appendix VI to the report in Description in Motor Carrier Certificates, 61 M.C.C. 209, from points in Kern, Fresno, Sacramento, Santa Cruz, Los Angeles, Humboldt, Monterey, San Luis Obispo, San Mateo, Alameda, Contra Costa, and Marin Counties, Calif., to points in Curry County, Oreg. Vendee is authorized to operate as a common carrier in Oregon and Washington. Application has not been filed for temporary authority under section 210a(b).

#### MOTOR CARRIERS OF PASSENGERS

No. MC-F 7496. Authority sought for purchase by C. & S. TRANSIT, INC., 690 North Pearl Street, Bridgeton, N.J., of the operating rights of GRACE A. PRESS, doing business as SALEM BUS LINE, #27 Eighth Street, Salem, N.J., and for acquisition by SYLVESTER J. MATHER and LAURA K. MATHER, both of Bridgeton, of control of such rights through the purchase. Applicants' attorney: Robert G. Howell, 102 West Broad Street, Bridgeton, N.J. Operating rights sought to be transferred: Passengers and their baggage, restricted to traffic originating and terminating at the same points within the territory indicated, in charter operations, as a common carrier over irregular routes, from Bridgeton, N.J., and points in Cumberland County, N.J., within 15 miles of Bridgeton, and points in Salem County, N.J., east of New Jersey Highway 46 to Alexandra, Va., the District of Columbia, points in Delaware, those in Fairfax and Arlington Counties, Va., those in Pennsylvania south and east of a line beginning at Easton, Pa., and extending along U.S. Highway 22 to Harrisburg, Pa., thence along U.S. Highway 15 to the Pennsylvania-Maryland State line, including points on the indicated portions of the highways specified, and those in Maryland except those in Allegany and Washington Counties. Vendee holds no authority from this Commission. However, it is affiliated with BRIDGETON TRANSIT, Bridgeton, N.J., which is authorized to operate as a common carrier in New Jersey and New York. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] HAROLD D. McCoy, Secretary.

[F.R. Doc. 60-3347; Filed, Apr. 12, 1960; 8:49 a.m.]

## FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 8: 1960.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

#### LONG-AND-SHORT HAUL

FSA No. 36137: Substituted service-C&NW for Bos Lines, Inc., et al. Filed by Middlewest Motor Freight Bureau. Agent (No. 228), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars between Chicago, Ill., and Cedar Rapids, Iowa, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck competition...

Tariff: Supplement 129 to Middlewest Motor Freight Bureau, tariff MF-I.C.C. 223.

FSA No. 36138: Substituted service-SLSF for Frisco Transportation Company. Filed by Middlewest Motor Freight Bureau, Agent (No. 229), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars between West Plains, Mo., on the one hand, and Joplin. Kansas City, St. Louis and Springfield, Mo., on the other, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck

competition.

Tariff: Supplement 129 to Middlewest Motor Freight Bureau tariff MF-I.C.C.

FSA No. 36139: Substituted service-CRI&P for General Expressways, Inc., et al. Filed by Middlewest Motor Freight Bureau, Agent (No. 231), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars (1) between Chicago (Burr Oak), Ill., and Cedar Rapids, Iowa, and (2) between St. Paul (Inver Grove), Minn., on the one hand, and El Reno and Oklahoma City, Okla., Dallas and Fort Worth, Tex., on the other, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck competition.

Tariff: Suplement 129 to Middlewest Motor Freight Bureau tariff MF-I.C.C.

FSA No. 36140: Substituted service-CGW for Gateway Transportation Co. Filed by Middlewest Motor Freight Bureau, Agent (No. 232), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars between St. Paul, Minn., and Des Moines, Iowa, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck competition.

Tariff: Supplement 129 to Middlewest Motor Freight Bureau tariff MF-I.C.C. 223.

FSA No. 36141: Sugar-Port Wentworth and Savannah, Ga., to Chicago, Ill. Filed by O. W. South, Jr., Agent (SFA No. A3930), for interested rail carriers. Rates on sugar, beet or cane, in carloads, as described in the application from Port Wentworth and Savannah, Ga., to Chicago, Ill.

Grounds for relief: Restore rate relationship with New Orleans, La., and market competition.

Tariff: Supplement 20 to Southern Freight Association tariff I.C.C. No. N-10.

FSA No. 36142: Substituted service-FEC and ACL for Ryder Truck Lines, Inc. Filed by Southern Motor Carriers Rate Conference, Agent (No. 26), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars between Birmingham, Ala., on the one hand, and Jacksonville, Lakeland, Miami, Orlando and Tampa, Fla., on the other, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck com-

petition.

Tariff: Supplement 5 to Southern Motor Carriers Rate Conference tariff I.C.C.

33. MF-I.C.C. 1071. FSA No. 36143: Substituted service-L & N for Johnson Freight Line Company, Inc. Filed by Southern Motor Carriers Rate Conference, Agent (No. 27), for interested carriers. Rates on property loaded in highway trailers and transported on railroad flat cars between Cincinnati, Ohio and Louisville, Ky., on the one hand, and Atlanta, Ga., Chattanooga, and Nashville, Tenn., on the other, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck com-

petition.

Tariff: Supplement 5 to Southern Motor Rate Conference tariff I.C.C. 33, MF-I.C.C. 1071.

FSA No. 36144: Wooden pallets, returned-From, to, and between points in southwestern, WTL, IFA, and south-ern territories. Filed by Southwestern Freight Bureau, Agent (No. B-7765), for interested rail carriers. Rates on wooden pallets, returned with shipments of empty returned beverage containers, in carloads (1) between points in western trunk line, southwestern, Illinois and southern gateway territories, (2) between points in western trunk line, southwestern and Illinois territories, on the one hand, and points in southern gateway territory, on the other, (3) between points in western trunk line and southwestern territory, on the one hand, and points in Illinois territory, on the other, and (4) between points in western trunk line territory, on the one hand, and points in southwestern territory, on the other.

Grounds for relief: Short-line dis-

tance formula and grouping.

Tariffs: Supplement 39 to Southwestern Freight Bureau tariff I.C.C. 4331, and 7 other schedules.

By the Commission.

[SEAL] HAROLD D. McCoy, Secretary.

[F.R. Doc. 60-8346; Filed, Apr. 12, 1960; 8:49 a.m.]

#### FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 7, 1960.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

#### LONG-AND-SHORT HAUL

FSA No. 36131: T.O.F.C. service-Between official and southwestern territories. Filed by Southwestern Freight Bureau, Agent (No. B-7763), for interested rail carriers. Rates on property of various kinds moving on class rates loaded in trailers and transported on railroad flat cars between points in Indiana, Kentucky, Michigan, New York, Ohio, Pennsylvania and West Virginia, on the one hand, and points in southwestern territory, on the other.

Grounds for relief: Motor-truck competition.

Tariff: Southwestern Freight Bureau formula, grouping. tariff I.C.C. 4352.

FSA No. 36132: Substituted service-IC for Jack Cole Company. Filed by Central and Southern Motor Freight Tariff Association, Incorporated, Agent (No. 9), for interested carriers. Rates on property loaded in highway trailers and transported on railroad flat cars between Chicago, Ill., and Birmingham, Ala., on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief: Motor-truck competition.

Tariff: Central and Southern Motor Freight Tariff Association, Incorporated, tariff MF-I.C.C. 219.

FSA No. 36133: Substituted service-M&STL, et al., for Merchants Motor Freight, Inc., et al. Filed by Middlewest Motor Freight Bureau, Agent (No. 227), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars between Minneapolis, Minn., and East St. Louis, Ill.

Grounds for relief: Motor-truck competition

Tariff: Supplement 129 to Middlewest Motor Freight Bureau tariff, MF-I.C.C.

FSA No. 36134: Substituted service-M&STL and IT RR for Merchants Motor Freight, Inc. Filed by Middlewest Motor Freight Bureau, Agent (No. 233), for interested carriers. Rates on property loaded in highway trailers and transported in railroad flat cars between East St. Louis, Ill., and Des Moines, Iowa.

Grounds for relief: Motor-truck competition.

Tariff: Supplement 129 to Middlewest Motor Freight Bureau tariff MF-I.C.C.

FSA No. 36135: Substituted service-CRI&P for General Expressways, Inc., et al. Filed by Middlewest Motor Freight Bureau, Agent (No. 230), for interested carriers. Rates on property loaded in nesseth:

highway trailers and transported on railroad flat cars (1) between Chicago (Burr Oak), Ill., and Des Moines, Iowa, (2) St. Paul (Inver Grove), Minn., and Wichita, Kans., and (3) Chicago (Burr Oak), Ill., and Kansas City (Armourdale), Kans., on traffic originating at or destined to points beyond as described in the application.

Grounds for relief: Motor-truck competition.

Tariff: Supplement 129 to Middlewest Motor Freight Bureau, tariff MF-I.C.C.

FSA No. 36136: Wood flour-From, to, and between points in southwestern territory. Filed by Southwestern Freight Bureau, Agent (No. B-7767), for interested rail carriers. Rates on wood flour, in carloads between points in southwestern territory, also between points in southwestern territory, on the one hand, and Mississippi River crossings, points in Kansas and Missouri, and points taking same rates, on the other.

Grounds for relief: Short-line distance

Tariffs: Supplement 38 to Southwestern Freight Bureau tariff I.C.C. 4331. Supplement 41 to Southwestern Freight Bureau tariff I.C.C. 4330.

By the Commission.

HAROLD D. McCOY, [SEAT.]

Secretary.

[F.R. Doc. 60-3298; Filed, Apr. 11, 1960; 8:47 a.m.l

# HOUSING AND HOME FINANCE AGENCY

Office of the Administrator REGIONAL ADMINISTRATORS

**Delegation of Authority With Respect** to Housing for Educational Institutions .

Correction

In F.R. Doc. 60-3266, appearing at page 3090 of the issue for Saturday, April 9, 1960, the word "Commodity" in the third line of paragraph 3 should read "Community".

# TENNESSEE VALLEY AUTHORITY

[Contract TV-19470A; Supp. No. 1]

## AGREEMENT BETWEEN TENNESSEE **VALLEY AUTHORITY AND DEPART-**MENT OF THE INTERIOR

## **Land Rights**

This agreement, made and entered into as of the 14th day of December 1959, by and between the Tennessee Valley Authority (hereinafter called "TVA"), and the United States Department of Interior. Fish and Wildlife Service (hereinafter called "Department") wit-

Whereas, Department and TVA desire to exclude from the Wheeler National Wildlife Refuge the land rights particularly described herein to accommodate the request of the State of Alabama to use said land rights for public road purposes.

Now, therefore, the parties hereto agree as follows:

1. There are hereby eliminated from the Wheeler National Wildlife Refuge, all necessary rights to construct, operate and maintain public roads on two strips of land situated in Limestone County, State of Alabama, in secs. 34 and 35, T. 4 S., R. 3 W., approximately 3 miles east of Mooresville, each strip being 175 feet wide and lying 60 feet on the northwest side and 115 feet on the southeast side of the center line of the present location of State Highway 20, the said center line and the end boundaries of each of the strips being described as follows:

Strip No. 1 Beginning at a point in the west line of the SE¼ sec. 34 and in the boundary of the United States of America's land from which US-TVA Monument 19 at the northwest corner of the SW1/4SE1/4 sec. 34 and at a corner in the said boundary line bears N. 2°10' W. at the distance of 284 feet, the strip being bounded on the west end by the west line of the SE1/4 sec. 34 and the boundary of the United States of America's land; from the initial point into sec. 34, approximately N. 65° E., 668 feet to a point in the north line of the SW4SE4 and in the boundary of the United States of America's land, the strip being bounded on the east end by the north line of the SW1/4 SE1/4 and the boundary of the United States of America's land.

Strip No. 2 Beginning at a point in the west line of sec. 35 and in the boundary of the United States of America's land from which US-TVA Monument 13 at the north-west corner of the SW1/4 sec. 35 and in the said boundary line bears N. 0°15' E. at the distance of 290 feet, the strip being bounded on the west end by the west line of sec. 35 and the boundary of the United States of America's land; from the initial point into sec., 35, approximately N. 65° E., 2286 feet to a point in the east line of the W1/2 SE1/4 NW14 and in the boundary of the United States of America's land, the strip being bounded on the east end by the east line of the W1/2SE1/4NW1/4 and the boundary of the United States of America's land.

The two strips of land described above contain a net total of 12.1 acres, more or less.

- 2. TVA and Department certify that the exclusion from the Refuge of the above described land rights is in the public interest and consistent with the Tennessee Valley Authority Act of 1933, as amended, and the Migratory Bird Conservation Act.
- 3. This agreement, following formal execution by the parties, shall be published in the FEDERAL REGISTER, whereupon the Department releases all rights to the use, possession and control of the above described land rights to TVA for the purposes of the Tennessee Valley Authority Act of 1933, as amended.

In witness whereof, the parties have caused this agreement to be executed by

day and year first above written.

TENNESSEE VALLEY AUTHORITY. [SEAL] A. J. WAGNER General Manager.

> UNITED STATES DEPARTMENT OF INTERIOR,

ARNIE J. SUOMELA, Commissioner of Fish and Wildlife.

Approved by TVA Board of Directors: March 22, 1960.

LEONA L. MALKEMUS, Assistant Secretary.

[F.R. Doc. 60-3341; Filed, Apr. 12, 1960; 8:47 a.m.]

## DEPARTMENT OF THE INTERIOR

**Bureau of Land Management** 

[Notice 10]

#### ΔΙΔSΚΔ

## Filing of Alaska Protraction Diagram, **Anchorage Land District**

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c) (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a)(4), (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

#### COPPER RIVER MERIDIAN

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CR 8-1, Ts. 18 to 20 S., Rs. 33 to 37 E.,
CR 8-2, Ts. 21 to 24 S., Rs. 33 to 36 E.,
CR 8-3, Ts. 21 to 24 S., Rs. 37 to 39 E.,
CR 8-4, Ts. 25 to 28 S., Rs. 41 to 44 E.,
CR 8-5, Ts. 25 to 28 S., Rs. 37 to 40 E.,
CR 8-6, Ts. 25 to 28 S., Rs. 33 to 36 E.,
CR 8-7, Ts. 29 to 30 S., Rs. 35 to 36 E.,
CR 8-8, Ts. 29 to 32 S., Rs. 37 to 40 E.,
CR 8-9, Ts. 29 to 32 S., Rs. 41 to 44 E.,
CR 8-10, Ts. 29 to 32 S., Rs. 45 to 47 E.,
CR 8-11, Ts. 33 to 35 S., Rs. 45 to 48 E.
CR 8-12, Ts. 33 to 34 S., Rs. 41 to 44 E.
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Copies of these diagrams are for sale at one dollar (\$1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska,

> IRVING W. ANDERSON, Manager, Anchorage Land Office.

[F.R. Doc. 60-3332; Filed, Apr. 12, 1960; 8:46 a.m.]

## **ARIZONA**

#### Group 335; Filing of Plats of Survey

APRIL 4, 1960.

1. Pursuant to authority delegated by BLM Order No. 541 dated April 21, 1954 (19 F.R. 2473), as amended, notice is

their duly authorized officers as of the hereby given that the plats of survey accepted February 2, 1960, of T. 5 N., R. 6 E., and T. 6 N., R. 5 E., G&SRM, Arizona, including lands hereinafter described, will be officially filed in the Land Office at Phoenix, Arizona, effective at 10:00 a.m., on the 35th day after the date of this notice:

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GILA AND SALT RIVER MERIDIAN, ARIZONA
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T. 5 N., R. 6 E.,
    Sec. 6, Lots 1, 2, 3, 4, 5, 6, 7, SE¼NW¼, S½NE¼, E½SW¼, SE¼;
   Sec. 7, Lots 1, 2, 3, 4, E½ W½, E½;
Sec. 18, Lots 1, 2, 3, 4, E½ W½, E½;
Sec. 19, Lots, 1, 2, 3, 4, E½ W½, E½;
Sec. 30, Lots, 1, 2, 3, 4, E½ W½, E½;
    Sec. 31, Lots 1, 2, 3, 4, E 1/2 W 1/2, E 1/2;
    Sec. 32, (All);
    Sec. 33, (All);
Sec. 34, (All);
    Sec. 35, (All);
T. 6 N., R. 5 E.,
   Sec. 28, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, N½NE¼, SE¼SE¼, E.S. No. 658-B;
    Sec. 31, Lots 1, 2, 3, 4, 5, E1/2 SW1/4, SE1/4;
    Sec. 32, Lots 1, 2, 3, 4, S\(\frac{1}{2}\) N\(\frac{1}{2}\), S\(\frac{1}{2}\);
    Sec. 33. (All).
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Within the above described areas are 8.655.23 acres.

- 2. Available data indicates that the lands in T. 5 N., R. 6 E., are rolling to broken and the soil is sandy and gravelly clay loam. The lands in T. 6 N., R. 5 E., are gently, rolling desert and soil is sandy and gravelly clay loam.
- 3. All of the lands in T. 5 N., R. 6 E., were withdrawn for the Prescott National Forest by President's Proclamation of October 7, 1911, now known as Tonto National Forest. The lands in T. 6 N., R. 5 E., were withdrawn by proclamation December 30, 1907 for Verde National Forest; name changed to Prescott National Forest by Executive Order of July 1, 1908; now known as Tonto National Forest.
- 4. In view of the above, the lands described will not be subject to disposition under the general public land laws by reason of the official filing of the plats.

ROY T. HELMANDOLLAR, Manager.

[F.R. Doc. 60-3333; Filed, Apr. 12, 1960; 8:46 a.m.]

### WASHINGTON

## Proposed Withdrawal and Reservation of Lands

APRIL 5. 1960.

The National Park Service has filed an application, Serial No. Washington 03339, for the withdrawal of the lands described below, from all forms of appropriation, including the general mining and mineral leasing laws. The applicant desires the land for addition to the Olympic National Park.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections or suggestions in writing to the undersigned official of the Bureau of Land Management, Department of the In3200

**NOTICES** 

terior, 680 Bon Marche Building, Spokane, Washington.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the Federal Register. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN, WASHINGTON T. 28 N., R. 15 W.,

Sec. 6: Lot 1.

This tract contains 3.25 acres, more or less.

FRED J. WEILER, State Supervisor.

[F.R. Doc. 60-3334; Filed, Apr. 12, 1960; 8:46 a.m.]

[W-02466]

### **WASHINGTON**

#### **Restoration Order Cancelled**

APRIL 1, 1960.

Notice is given of the cancellation of the Restoration Order published on March 24, 1960, in the Federal Register at page 2503, which affected lands withdrawn for Power Site Classification number 152 and Project number 1125.

> FRED J. WEILER, State Supervisor.

[F.R. Doc. 60-3335; Filed, Apr. 12, 1960; 8:46 a.m.]

## Fish and Wildlife Service

# AGREEMENT BETWEEN TENNESSEE VALLEY AUTHORITY AND DEPART-MENT OF THE INTERIOR

#### **Land Rights**

CROSS REFERENCE: For text of agreement, see F.R. Doc. 60-3341, under Tennessee Valley Authority, *infra*.

# ATOMIC ENERGY COMMISSION

[Docket 50-148]

#### UNIVERSITY OF KANSAS

# Notice of Issuance of Construction Permit

Please take notice that no request for a formal hearing having been filed following the filing of notice of proposed action with the Office of the Federal Register on March 22, 1960, the Atomic Energy Commission has issued Construction Permit No. CPRR-52 authorizing University of Kansas to construct a 10-kilowatt training and research reactor facility on the University's campus in Lawrence, Kansas. Notice of the proposed action was published in the Federal Register on March 23, 1960, 25 F.R. 2465.

Dated at Germantown, Md., this 7th day of April 1960.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director, Division of
Licensing and Regulation.

[F.R. Doc. 60-3323; Filed, Apr. 12, 1960; 8:45 a.m.]

# DEPARTMENT OF HEALTH, EDU-CATION. AND WELFARE

Social Security Administration YEMEN

# Finding Regarding Foreign Social Insurance and Pension Systems

Section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)) authorizes and requires the Secretary of Health, Education, and Welfare to find whether a foreign country has in effect a social insurance or pension system which is of general application in such country and under which periodic benefits, or the actuarial equivalent thereof, are paid on account of old age, retirement, or death; and whether individuals who are citizens of the United States but not citizens of such foreign country and who qualify for such benefits are permitted to receive such benefits or the actuarial equivalent thereof while outside such foreign country without regard to the duration of the absence.

Pursuant to authority duly vested in him by the Secretary of Health, Education, and Welfare, the Commissioner of Social Security has considered evidence relating to the social insurance or pension system of Yemen, from which evidence it appears that Yemen does not have in effect a social insurance or pension system of general application which pays periodic benefits on account of oldage, retirement or death.

Accordingly, it is hereby determined and found that Yemen does not have in effect a social insurance or pension system which meets the requirements of section 202(t) (2) of the Social Security Act (42 U.S.C. 402(t) (2)).

[SEAL] W. L. MITCHELL, Commissioner of Social Security.

Approved: April 7, 1960.

BERTHA ADKINS.

Acting Secretary of Health, Education, and Welfare.

[F.R. Doc. 60-3345; Filed, Apr. 12, 1960; 8:48 a.m.]

## DEPARTMENT OF COMMERCE

Federal Maritime Board
AMERICAN PRESIDENT LINES, LTD.

## Notice of Application

Notice is hereby given that American President Lines, Ltd., has applied for an increase in sailings on its Line A-1 trans-Pacific passenger freight service, Trade Route No. 29, from a maximum of 26 sailings per annum to a maximum of 35 sailings per annum, utilizing combination passenger-cargo vessels.

Any person, firm or corporation having any interest in such application and desiring a hearing on issues pertinent to section 605(c) of the Merchant Marine Act, 1936, as amended, 46 U.S.C. 1175, should by the close of business on April 28, 1960, notify the Secretary, Federal Maritime Board in writing in triplicate, and file petition for leave to intervene in accordance with the rules of practice and procedure of the Federal Maritime Board.

If no request for hearing and petition for leave to intervene is received within the specified time, or if the Federal Maritime Board determines that petitions for leave to intervene filed within the specified time do not demonstrate sufficient interest to warrant a hearing, the Federal Maritime Board will take such action as may be deemed appropriate.

Dated: April 8, 1960.

By order of the Federal Maritime Board.

James L. Pimper, Secretary.

[F.R. Doc. 60-3351; Filed, Apr. 12, 1960; 8:50 a.m.]

# Office of the Secretary DIRECTOR, BUREAU OF THE CENSUS Delegation of Authority To Negotiate Certain Contracts

- 1. Pursuant to authority vested in the Secretary of Commerce by law and by delegation from the Administrator of General Services, the Director, Bureau of the Census is hereby authorized to exercise the authority of the Secretary of Commerce to negotiate contracts without advertising under the provisions of section 302(c) (4), (5), (10) and (11) of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended.
- 2. This authority shall be exercised only with respect to procurement of those supplies and services which are required in connection with authorized activities, other than administrative programs, conducted by the Bureau of the Census.
- 3. This authority shall be exercised in accordance with applicable limitations and requirements of the act, particularly sections 304, 305 and 307 thereof, and in accordance with policies, procedures and controls prescribed by the General Services Administration.
- 4. Subject to the provisions of 3 above, the authority herein delegated may be redelegated to any officer or employee of the Bureau of the Census. Attention is invited to that part of section 307 of the act which provides that the power to make the determinations or decisions specified in section 302(c) (11) is delegable only to a chief officer responsible for procurement and only with respect to contracts which will not require the expenditure of more than \$25,000. Each determination or decision required by section 302(c) (11) shall be based upon

written findings a copy of which shall be furnished the General Acounting Office with the contract.

- 5. A summary statement listing all contracts entered into pursuant to the authority under section 302(c)(11) together with a brief description of the nature of each shall be filed with the Office of Budget and Management for each six-month period ending on June 30 and December 31.
- 6. This delegation is effective as of February 1, 1960.

FREDERICK H. MUELLER, Secretary of Commerce.

[F.R. Doc. 60-3350; Filed Apr. 12, 1960; 8:49 a.m.]

# DIRECTOR, COAST AND GEODETIC SURVEY

#### Delegation of Authority To Negotiate Certain Contracts

1. Pursuant to authority vested in the Secretary of Commerce by law and by delegation from the Administrator of General Services, the Director, Coast and Geodetic Survey is hereby authorized to exercise the authority of the Secretary of Commerce to negotiate contracts without advertising under the provisions of section 302(c) (4), (5), (9), (10) and (11) of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended.

- 2. This authority shall be exercised only with respect to procurement of those supplies and services which are required in connection with authorized activities, other than administrative programs, conducted by the Coast and Geodetic
- 3. This authority shall be exercised in accordance with applicable limitations and requirements of the act, particularly sections 304, 305 and 307 thereof, and in accordance with policies, procedures and controls prescribed by the General Services Administration.
- 4. Subject to the provisions of 3 above, the authority herein delegated may be redelegated to any officer or employee of the Coast and Geodetic Survey. Attention is invited to that part of sec-

tion 307 of the act which provides that the power to make the determinations or decisions specified in section 302(c) (11) is delegable only to a chief officer responsible for procurement and only with respect to contracts which will not require the expenditure of more than \$25,000. Each determination or decision required by section 302(c) (11) shall be based upon written findings a copy of which shall be furnished the General Accounting Office with the contract.

- 5. A summary statement listing all contracts entered into pursuant to the authority under section 302(c) (11) together with a brief description of the nature of each shall be filed with the Office of Budget and Management for each sixmonth period ending on June 30 and December 31.
- 6. This delegation is effective as of February 1, 1960.

FREDERICK H. MUELLER, Secretary of Commerce.

[F.R. Doc. 60-3349; Filed, Apr. 12, 1960; 8:49 a.m.]

## **CUMULATIVE CODIFICATION GUIDE—APRIL**

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during April.

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